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The Solicitors' Journal.

LONDON, OCTOBER 29, 1864.

ON THE SUBJECT of the alleged bankruptcy irregularities at Birmingham, we find the following statements in the *Birmingham Daily Post*—

Messrs. Ayrton and Harding have made reports calling upon the official assignees and messengers to pay over large sums to the court fund; and, impelled by menacing letters from the chief registrar, those officers have in nearly every instance made the payments required of them. But, so far as we can learn, they have done this only to ward off official threats, reserving to themselves the right of appealing to the Lord Chancellor for redress against what they consider the harsh treatment to which they have been subjected. As regards the question itself, it was partly one of dry law and partly one of official usage. The sums exacted of the official assignees were made up of fees accruing since the present Act came into operation, from estates which were previously in their hands. As those officers now receive a salary of £1,000 a-year (about a third less than they formerly earned in the Birmingham court), Messrs. Ayrton and Harding hold that they ought to pay into the court fund all the fees they receive, whether on old estates or new. The official assignees, however, contend that the Act of Parliament does not take from them the proceeds of business which was allotted to them before the Act came into operation.

If the alleged malpractices at Birmingham and elsewhere resolve themselves into a disputed question of law, we should like to ask those who have raised this "tempest in a teacup" whether they propose that any, and what, compensation should be awarded, and from what fund, to those who have now for some months been suffering under unjust imputations.

ONE OF THE MOST remarkable consequences of our system of legislation is its peculiar liability to oversight. Over and over again it has happened that a portion of an older statute has either been accidentally repealed, or has been (which is perhaps of more frequent occurrence) left standing, in direct conflict with the later provisions introduced as "amendments." The results of these legislative oversights are occasionally somewhat embarrassing. As an instance of the former class, we learn that at the Banbury Petty Sessions, last week, the district surveyor, having summoned several persons whose cattle he had impounded, with a view to recover the penalty of £5 in each case, it was discovered that the amended Act of last session, while enacting that the owner of stray cattle should be liable to fine, had entirely repealed the only clause in the old Act which gave authority for impounding them, and had omitted to re-enact it. The cases were consequently dismissed.

THE GENERAL EXAMINATION of students of the Inns of Court, under the regulations sanctioned by the several Inns in Hilary Term, 1864, commences this morning at Lincoln's-inn-hall. Twenty-one students have entered their names, of whom fifteen compete for the studentship, value fifty guineas for three years; the exhibition, of the value of twenty-five guineas for a like period, or honours. The remaining students intend merely to qualify for a call to the Bar. The examination will be continued on Monday and Tuesday next.

HENRY BULLER, Esq., of Lincoln's-inn and the Western Circuit, has been appointed Recorder of Poole, vice James Stephens, Esq., resigned.

THE QUESTION of OPENING SOUTHWARK-BRIDGE free of toll, for six months, by way of experiment, was considered last week at a meeting of the Court of Common Council, and led to rather a sharp discussion. On the advantage to the public of opening the bridge there was but one opinion; indeed, the opposition arose from the opinion of members that if the bridge were once opened it could never be closed again; the bridge must be purchased, and the corporation had no funds for the purpose. The motion to open the bridge was, in the end, carried by a large majority; but in consequence of some technical difficulties, the matter was, at the suggestion of the Recorder, referred to the coal, corn, and finance committee to consider and report.

AN IMPORTANT QUESTION on the Copyright of Designs Act has lately arisen before the Clerkenwell Police Court. As the case is still *sub judice*, we refrain from expressing any opinion on the point, but the question of law may be reduced to the following:—Suppose that a registered design were admittedly a mere adaptation of an earlier unregistered design, does its registration under the Act prevent the original inventor of the unregistered design from manufacturing and selling the same adaptation thereof? We do not wish to be understood as saying that the case put is exactly borne out by the evidence in *Parher v. Smith* (a point still in dispute), but this is the point on which the defence is rested, and its decision is one of obvious public importance.

MR. JOHN FRASER WALKER, stated to be a solicitor practising at the County Court, but whose name is not to be found in the *Law List* for 1864, appeared before Mr. Tyrwhitt to answer a summons charging him with assaulting Mr. Hockley Frederick Wood, solicitor, practising at the same County Court. The evidence of Mr. Wood was to the effect that about a fortnight ago he was at the Bloomsbury County Court, when the defendant abused him, calling him a "— ticket-of-leave man," and then put his hand on his shoulder and tried to push him down. He abused him again, and after he (Mr. Wood) got into a cab, threatened to kill him. Mr. Tyrwhitt ordered Mr. Walker to enter into his own bail in the sum of £20, and to find one surety in £10, to keep the peace towards the complainant.

AT THE ANNUAL DINNER given by the Mayor of the borough of Newcastle-under-Lyme to the town officials, Mr. Murray, M.P., spoke at considerable length on the Bankruptcy Laws. After alluding to the difficulty experienced by the Lord Chancellor in getting the bill of 1861 passed, even in its mutilated form, he told them that notwithstanding the utmost exertions of himself (Mr. Murray), the Attorney-General (Sir W. Atherton), and the Lord Chancellor, the accounts in bankruptcy required by the Act, and which ought to have been rendered in 1862 and 1863, never entered the House of Commons until February, 1864. When he (Mr. Murray) saw that return, his mind was made up that the accounts were wrong, and, in consequence, he procured the appointment of a committee of inquiry into the working of the bankruptcy laws, and of that committee he had the honour to be a member. The committee commenced its labours about the 20th of May, and ended on the 22nd of July. The evidence was so astounding, and the facts of such a character, that he confessed it was utterly impossible to come to any satisfactory conclusion upon it before the prorogation of Parliament. After mentioning the investigation by order of the Lord Chancellor, now going on at Leeds, he stated that it was too much the practice of creditors, when a man became a bankrupt, to content themselves with saying, "We have made a bad debt; let us make the best of it." The administration of the bankruptcy laws in these courts was a disgrace to the country. There was no purity in them. An usher, with a salary of £80 a-year, contrived to get £400 or £500, for something or other. He found registrars borrowing money of official assignees and of messengers; and, more than this, they borrowed money and did not

always repay it, and actions were brought to recover it. What court could be properly carried on with such a system as this? What court could go on when officers were indebted to each other in the way he had mentioned? He might go on telling them a great deal more. For instance, one official assignee had charged "for stationery, postage, and petty expenses" £1,500 a-year; but on investigation it was found that he never paid half that sum. Messengers were paid for journeys they had never gone at all. Those accounts went before the proper officer, who took all for granted, and the excuse was that the person making the charges was looked upon as a respectable man, and no one took any notice of the items. The Lord Chancellor had extended his order of investigation to all the district courts; but he contended that the order should be also extended to the London courts. In 1859, the courts all over the kingdom collected £1,057,834; in 1860, £1,249,962; in 1861, £1,132,255; but in 1862, when the new Act had come into operation, the amount was £647,084; and in 1863, £698,598. The expenses of the court, including examinations, amounted in 1859, to £82,459; in 1860, to £91,050; in 1862, to £119,750; and in 1863, to £124,843. That was not all, because there were lawyers, auctioneers, and accountants to be paid in addition. The law as it stood at present did not protect the honest debtor, but gave too much freedom to the dishonest. The scheming debtor went into court, the Commissioner said nothing, but gave him his discharge, and he walked out of court laughing at his creditors.

WE HAVE BEEN INFORMED ON VERY GOOD AUTHORITY that "James Miller, designing himself solicitor," the report of whose case we published last week,* under the heading "Conviction of an Edinburgh Solicitor for Forgery," is not a member of any legal body in Edinburgh.

THE APPEAL OF THE BISHOP OF NATAL against the sentence of Dr. Grey, Bishop of Cape Town and Metropolitan of South Africa, deposing him from his bishopric, is expected to come before the Judicial Committee of Privy Council after next Michaelmas Term. The case is at present somewhat complicated. The first step in the matter of the petition to the Judicial Committee was taken on Monday, June 27, when Mr. W. M. James, Q.C., appeared in behalf of Bishop Colenso, but further proceedings were adjourned. Bishop Colenso prays that her Majesty would be pleased to declare the petitioner to be entitled to hold his see until the letters patent granted to him should be cancelled by due process of law for some sufficient cause of forfeiture, and to declare that the letters patent granted to the Bishop of Cape Town, in so far as they purported to create a court of criminal justice within the colony, and to give to the Archbishop of Canterbury an appellate jurisdiction, had been unduly obtained from her Majesty, and did not affect the petitioner's rights. Bishop Colenso also prays that "the pretended trial and sentence" were void and of no effect, and that an inhibition, as usual in ecclesiastical cases, should issue against the proceedings under the sentence pending the appeal. Their lordships, however, have not at present granted the inhibition, since to grant it would be to assume that the jurisdiction claimed by the Bishop of Cape Town really exists. The result of this is, that, pending the appeal, Dr. Colenso may be *de facto* deprived of his bishopric, and that, should the Privy Council reverse the judgment of the Court below, fresh proceedings may be necessary for the purpose of giving effect to such reversal.

OUR READERS will see elsewhere in our columns an account of a most painful scene which took place this week in the Court of Bankruptcy. Until the matter has been investigated more at length, we forbear from all comment thereon; but we intend to recur to the subject so soon as the details are fully known.

THE MINUTES OF EVIDENCE submitted to the select committee appointed on the 21st of April, last, to conduct an investigation into the working of the Bankruptcy Act, 1861, have been issued. They are very voluminous and important, and, with the appendices, fill a bulky blue-book. The committee have not yet agreed upon a report embodying any decisive recommendations, but have postponed their further deliberations on the evidence adduced till next session, in order that the greatest circumspection and judgment may be exercised on this important subject.

IT IS ANTICIPATED that the Bar dinner to Mr. Berryer, which we announced some time ago,* will take place early in Michaelmas Term. An advertisement containing the fullest information on the subject will be found in our columns this week.

PRIVATE BILL LEGISLATION—No. III.

Costs.

Amongst the most prevalent, and at the same time the most unreasonable, of the outcries of the present day, the cry against the magnitude of Parliamentary Costs appears conspicuously. We call this cry unreasonable—first, because the action of the Legislature ought not to be lightly invoked for private purposes, and the costs incurred in the passage of an unopposed bill are but slight as compared with the magnitude of the interests which alone ought to be permitted to put the machinery of legislation in motion; and, secondly, because the expensiveness complained of is inherent in the nature of the work done, not due to any abuse on the one hand, or any class interest on the other.

In the former respect, there is a radical difference in principle between the action of Parliament on private bills, opposed or unopposed, and that of the several courts of justice. The petitioner for a private bill comes to ask for a favour—the plaintiff in a court of justice to demand a right. Furthermore, the favour for which the petitioner in question sues is precisely the one which ought not to be granted, unless he can show that public interests of great magnitude will be thereby benefited. He comes to ask for a special law to be made in his own favour, thereby either releasing him from the fetters which bind his fellow subjects, as in the case of an Estate Act giving extended powers to owners of limited estates; or enabling him to override the ordinary rights of his neighbours, as in the compulsory clauses of an Improvement Bill; or creating a great corporation with exceptional powers, as in a Railway Bill; or in some other manner interfering with the even course of the law.

But if it be admitted—and we do not think it can fairly be denied—that such a "privilegium" as this ought not to be granted to any man or set of men unless they clearly show that it is for the public benefit, it follows that it is the duty of the body who are interested with the power of granting or refusing this favour to examine with the most jealous care into the case made by the petitioner; to see that everyone interested in the maintenance of the *status quo*—in other words, in opposing the bill—has received ample notice of the intended application, and to hear the case made by any such opponent with the utmost patience. But the body upon whom this duty is thus cast are, from their very constitution, unfit to carry out the details thereof, and they must, as they do, entrust those details to paid officers, examiners of standing orders, referees, or by whatever other name they may be called—reserving to themselves the final adjudication on the merits after they are satisfied that they are in a position to have the merits brought before them. But as the whole operation is, *ex hypothesi*, in favour of the petitioner, it would be absurd to expect the country to pay any portion of the expense thus occasioned.

which must therefore be defrayed by the petitioners themselves, either directly or by means of a tax—the House fees—levied on them for that purpose. Again, it would be obviously unfair to the opponents, whose rights the bill proposes to affect, were they to be denied the ordinary privilege of being represented by advocates of their own selection before the tribunal which is to try their case; and this of necessity involves the appearance of counsel for the petitioner also, who would otherwise be exposed to an encounter at ruinous odds. This, then, necessitates the employment of counsel and solicitors on all opposed bills. We have already pointed out the reasons which lead us to believe that the costs of Parliamentary counsel can never be greatly diminished, and precisely similar considerations will readily suggest themselves to show that a scale of payment nominally much higher than that adopted in the ordinary course of litigation must be given to solicitors and Parliamentary agents, in order that the actual remuneration received for their services should be equivalent to that which they might obtain at law or in equity; and if it be not so equivalent, the necessary result would be more disastrous to none than to the very petitioners themselves, who now clamour for a reduction of the costs. For if Parliamentary business ever got on a large scale into the hands of an inferior class of practitioners, it is not easy to fix a limit to the injury to private and public interests to be thence apprehended, unless, indeed, it resulted in the cessation of private Acts altogether. The consideration whether this would be a result to be desired or deprecated does not fall within the scope of our present subject.

Parliamentary costs, then, not only cannot be, but in our opinion ought not to be, reduced to the scale of ordinary costs of litigation, it being the duty of the State to supply to every man, at as small cost to him as is compatible with justice, a remedy for every real wrong; and a means of testing the reality of every supposed wrong; while there is not only no corresponding duty to listen to every petitioner for public favours, but even an obligation to discourage such applications, except when a public benefit, and that not of a slight kind, may be fairly anticipated therefrom. But there is no agent so effectual for checking the number of petitions as the fact that they cannot be presented and prosecuted without considerable expense. In this respect, Parliament may be fairly likened to a great court of appeal. It would obviously be most objectionable that every petty cause, or any large proportion of the whole number heard, should be carried to the court of appeal; and therefore it is a most salutary provision which makes each court of appeal a more expensive tribunal than the court immediately below. How far this consideration, and this alone, acts in checking appeals, may be readily gathered from a comparison of the number of cases brought before the Court of Appeal in Chancery with those carried to the House of Lords.

But though it is thus both necessary and beneficial that the expense of a special law should be considerable, it would, at the same time, be a most unworthy proceeding to create such expense either of *malice prepense*, or by the maintenance of anything which can properly be designated an abuse. We are in a position confidently to assert that the cost of private legislation is not swelled by any such objectionable means. Those of our readers who are desirous of learning what the estimated cost of this luxury is, of what items compounded, for whose benefit exercised, and generally how distributed, will find the fullest details in a little work which we hold in our hand, and which we can unhesitatingly recommend to the notice of that section of the profession who are, or are about to be, engaged upon private bills, and that portion of the public who are interested or curious on the subject. The work we refer to is "Webster's Parliamentary Costs," of which a second

edition* has recently appeared—a book which contains in small compass all that needs to be known upon this subject. There the reader will not merely find the general law on the subject clearly and succinctly stated, but also detailed precedents for bills of costs for every description of Parliamentary work, under every variety of circumstances. The amount of any such bill must, of course, in great measure depend on the particular case; but it appears that an unopposed bill may be carried through both Houses for less than £200—a sum ludicrously small as compared with the ordinary cost of litigation on the one hand, and the minimum value of the interests properly calling for exceptional legislation on the other.

The general question of costs—of which our readers will see another and very different branch treated elsewhere in our columns this week—is one of great difficulty and importance, and one in respect of which the conflicting claims of highly skilled workmen to adequate remuneration on the one hand, and of the public to full value for their money on the other, are sometimes almost irreconcilable; but worthy as it would unquestionably be of the attention of Parliament to devise a scheme for the proper assessment of costs in chancery and conveyancing, we cannot but confess that the late outcry about Parliamentary costs, and the (somewhat ignorant withal) action of the House of Commons "thereanent" at the end of last session, seems to us to have been not merely unnecessary, but, if not happily futile, absolutely mischievous.

COLONIAL STATISTICS.

From the reports lately presented by command to both Houses of Parliament, of the state of the colonial possessions in North America, Africa, Australia, and the East, for the year 1862, one might reasonably expect to derive some knowledge of the legislation and of the administration of justice in those parts of the Queen's dominions. We have made the attempt, but, with the exception of a few of the places comprised in the reports, have been disappointed. In the greater part of them there is no notice at all of legislative or judicial statistics. The revenue and expenditure, military force, imports and exports, trade, agriculture, banking, roads, and other particulars of a material character, have alone been thought worthy of notice by most of the Governors whose despatches constitute these reports. The moral elements within their jurisdiction, saving occasional paragraphs on education, are left in obscurity. It is possible that some further information that would interest legal readers may be found in the blue-books with which these colonial reports were transmitted; but as the blue-books have not been presented, we can only deal with the summaries of them, to which access has been afforded by the one home blue-book, the subject of the presentation to Parliament.

Obligated thus to pass by Canada and the other possessions on the St. Lawrence, as well as Sierra Leone, the first gleam of legal light is in the Gambia settlement. Under the head of "Legislation" the new apprentices law is distinguished as an important Act, which the Governor trusted would be confirmed by the Queen, but which he had been already compelled to proclaim. The inhabitants of Bathurst, the seat of the Government, being apprised of the spirit of the law, became at once desirous of availing themselves of it, and giving up their children as apprentices. Upwards of 100 indentures were signed in one day, "the wanderers having by tradition the greatest confidence in any law made by the British Government." At Natal twenty-five laws were passed in 1862—seven financial, three private, and fifteen general. The St. Helena returns are laudably full.

* "Parliamentary Costs." By Edward Webster, Esq., of the Taxing Office, House of Commons, and of the Examiners' Office, House of Lords and Commons. Second Edition. London: Stevens, Son, & Haynes. 1864.

From attorneys' licences a revenue of £5 was received. Judicial fines and fees were £36 8s. In the Supreme Court were tried seven cases of felony, two of misdemeanour, and two civil cases. The number of police cases was 358, including forty of drunk and disorderly seamen, and fifty-seven of seamen refusing to do duty. The convictions before the magistrates were—inhabitants 225, Africans 14, seamen 106, soldiers 24. In gaol the number of prisoners was—male 109, female 27, British 40, foreign 4, native 92.

Crime in New South Wales, respecting the amount of which the report states that the public mind is agitated, gives, for the year in question, 677 commitments for trial for felony, and 202 for misdemeanour; total 879 commitments, or about 1 in 416 of the population (365,741)—showing, by comparison with former years, a worse moral state of the community, the mean for the five years 1858—1862 being 1 commitment to 433. In the mother country the mean of the six years 1856—1861 was 1 to 1,093. But here the Criminal Justice Act of 1855, authorising justices to pass short sentences instead of committing, decreased the commitments 34.8 per cent., for which an allowance should be made in the comparison. Out of the 879 commitments, there were 514 convictions. There were "laid hold of by the police," 11,767 males and 3,643 females; for offences against the person, 4,501 and 1,736 respectively; against property, 2,810 and 529; drunkenness, 3,501 and 1,374; summarily convicted, a total of 5,592 males and 1,894 females. In the three preceding years, 1861—1863, the apprehensions for drunkenness were 8,817, 10,166, and 9,419. The diminution in 1862 is attributed to the "Sale of Liquors Licensing Act, 1862." If so, the result is a strong testimony to the practical effect which may be produced by such a restrictive Act, however contrary it may be to a true theory of legislation.

The year 1862 was the third and fourth years of the first Parliament of Queensland. The number of Acts passed was small in comparison with that of the bills introduced. Among the former, the most important were the Common Law Procedure Act, the Marine Board Act, and the Additional Judge Act. The Legislative Assembly sat on thirty-six days for an average of nearly four hours a day. From crime of the more serious descriptions there was, according to the report, a "marked exemption." The per centage of the population, tried by jury was 1.2; 84 were committed, 55 tried, and 32 acquitted; the per centage of population guilty being .05. Two of the convictions were for murder, 11 for offences against the person, and 12 for offences against property. The total of persons taken into custody was 3,149, of whom 2,180 were drunkards and vagabonds, and the rest about equally divided between offenders against the person and against property; summarily convicted, 2,406. The increase of drunkenness was "terribly rapid." In 1862, the population had increased 31.16 per cent., but the drunkards increased by 83.66 per cent. apprehended, and 76.12 per cent. punished. Almost one-fourth of the yearly deaths were sudden—of persons in the prime of life. Nearly one-half of the deaths were of children. All this was attributed to the effects of drinking, in face of which it was apprehended that the colony's immunity from crimes of a serious character could not long continue.

Under the head of "Litigation," in the South Australian report, it is stated that an Act passed in 1861, extending the jurisdiction of the local courts, had led to an increase. The total number of summonses for hearing in those courts was 8,099, and the total number of claims sued for 80,963. The number of writs issued in the Supreme Court was 1,011, and the amount for which judgment was signed £14,608. There were 41 bills and proceedings in equity; 99 probates and administrations, for £217,844; and 12 matrimonial causes. The Real Property Act continued to advance steadily in public estimation and confidence. There was a general disposition not to lend money on any property which was

not under the Act. The amount lent on mortgage under the Act in 1862 was £213,829. The total number of transactions in the Lands Titles Registration Office was 2,891, and the value of the land bought under the operation of the Act £477,502. The assurance fund, for compensation under the Act, amounted to £4,329 3s. 4d.; no demand had been made upon it in the five years during which the Act had been in operation. The receipts and the expenditure of the establishment were in 1862 £3,315 14s. 10d., and £4,531 15s. 0d. To the circumstance of this province never having been a receptacle of transported offenders, was to be attributed the comparative immunity from peril of life and property, serious offences being of unfrequent occurrence. After an interval, however, of eight years, two offenders were convicted in 1862, and suffered death. With this exception, the offences against the person were eight only; against property, brought to conviction 36; of 336 cases before the magistrates, 117 were committed to the Supreme Court, 90 to the local courts, and 129 dismissed. Drunkenness and summary cases numbered 3,618. The cases of drunkenness had considerably lessened in the past three years.

In the convict colony of Western Australia the amount of crime in 1862, in proportion to numbers, was at first sight startling. With a population of 8000 adult males, where the bond class, including expees, outnumbers the free, there were 3,513 summary convictions, but one-half were for drunkenness, and a moiety of the remaining for offences not of a criminal nature. Of the whole number, 2,473 were confessedly in the convict class; among the remainder, returned as free men, many were expees and conditional pardon holders. The convictions, too, of the Aborigines in 1862 were heavy. Only twenty-six cases of crime were of such importance as to be tried by the Supreme Court. Of these twenty-two were of the convict class. There had been no case of murder in the year; it was therefore considered that, on the whole, there was no reason for alarm at the amount of crime, and that life and property were as safe in Western Australia as in any portion of her Majesty's dominions. "A person exercising common courtesy of demeanour may travel from one end of the colony to the other, and meet from the convict population with every possible civility and kindness, and not hear any language of an obscene or abusive nature."

Of New Zealand, the criminal statistics of which occupy eleven tables not appearing in this blue-book containing the reports, we can only convey the information from the report that, in 1862, the total number committed was 2,692—viz., 2,368 males, and 324 females.

Legislation in Ceylon furnished numerous ordinances during the year, but none requiring special mention here. The want of a law to provide against nuisances had been much felt; and the increase of population rendered it necessary to make provision for promoting the cleanliness of towns, and preserving the public health. The decrease of serious crime continued, the number of serious cases in the twelve years ending 1843 being 225; for the twelve years ending 1855, 100; and for the six years ending 1861, 51. There was also a decrease in minor offences. The principal cause was believed to be the full employment of the people. The peace of the country was more disturbed by caste and class disputes than anything else, the country being in a state of transition as to the relative position of persons. In some parts cattle stealing was very prevalent: the use of the lash was considered to be the only effective remedy. The crime was observed to have a species of fascination, which made the absolute reform of cattle stealers almost hopeless. Great complaints were made by the people of the discontinuance, by order of the Government, of the circuit courts. In legislation, the shortness of the time between the publication of the draft of a proposed ordinance and its second reading was operating very injuriously to the interests of the province.

Finally, in Hong Kong, the legislation of 1862 was

distinguished by ordinances for abolishing the offices of chief magistrate and assistant-magistrate, and for establishing a court of summary jurisdiction.

As we mentioned at the outset, we have been obliged to leave many of the colonial possessions unnoticed, from the deficiencies of the report. We hope that the Governors will receive a hint, so that the next blue-book of colonial reports may furnish, respecting all the places included in the reports, those legislative and judicial statistics which may enable the profession, no less than the public at home, to form an opinion of the making and administration of the laws in all parts of the realm.

SOLICITORS' REMUNERATION.

We cannot permit ourselves to pass over in silence a letter on this subject which will be found in another column, contrasting as it does with the opinion which this Journal has always held, as well as with what passed at the recent meeting of the Metropolitan and Provincial Law Association, as shown in the paper by Mr. Bromley, which was read at that meeting, and which appeared in last week's number of this Journal.* It would, of course, be unreasonable to expect unanimity in so large a body of men as the solicitors of England—above all, upon a question of so important and difficult a nature as the present.

The position taken by our correspondent, though in support of existing institutions, can scarcely claim the benefit of the maxim, *Quicquid non movetur*. The day has passed, and passed for ever, in which this question could be relegated to the quiet of oblivion. No one maintains more consistently than we do that the burden of proving a change to be necessary lies entirely on those who desire the change; but that is a question which seems to us to have been, as regards this matter, definitively settled long ago. That a member of an honourable profession should be obliged to "spin out" documents to an extra length, for the purpose of thereby obtaining a fair remuneration for labour, which he could not otherwise ensure, is of itself an objection of a most serious nature to the present system; not only because it sets up a false standard whereby to estimate a solicitor's claims for payment, but also because the system, as has been so well remarked by Mr. Field, "manifestly tends to damage the integrity of his mind." It is a temptation to which no class of men should be exposed, to feel that the more care and pains they bestow upon their business—the more they succeed in removing unmeaning, fictitious, or unnecessary forms, and in getting rid of the recognised multiplicity of synonymous words, the more surely they deprive themselves of that remuneration which in justice should, on that very account, be awarded them. These remarks are, perhaps, more applicable to conveyancing business than to the conduct of litigation, in which a solicitor is more bound by recognised and authoritative forms; but even in this class of business, many charges are of necessity made on this objectionable principle.

It is true that the relation of solicitor and client must necessarily be of a fiduciary nature, and this is precisely the reason why a solicitor is prohibited from stipulating for an extra payment; but, on the one hand, it must be borne in mind that it is not always the client selecting the solicitor who is the "person liable to pay" the bill, and, on the other, we confess ourselves unable to enter into the consolation afforded to the client of a dishonourable adviser by the fact that he has only a "heavy law bill" to pay. This, however, is not the point at issue; the honourable and dishonourable advisers are alike liable to have their bills taxed, and their respective characters will not be taken into account in assessing the value of any of the items. The question is not as to the amount of solicitors' charges, but as to the mode in which they shall be assessed.

Our correspondent proceeds, "If the average of bills is thought too high or too low, let the amount of the fees be altered accordingly, but without touching the principle which regulates the charges—namely, payment according to the amount of work done." This appears to us to be written under a misapprehension. The complaint is, that the principle of charging is not regulated by the amount of real work done, still less by the value of that work, but by the amount of ink and paper expended upon that which is often but the labour of a copying clerk, thus introducing a mere arbitrary gauge—namely, that of verbosity,—which is not only no true test of the work, but is often in inverse proportion thereto. Were the charges regulated according to the work done, forms would be shorter, and superfluous words would be habitually left out—but this course would at present but reduce the remuneration, and the object of all the agitation and discussion on this subject has been to discover how that very principle—payment according to work done—may be applied. An *ad valorem* scale has not, that we are aware, been proposed as the sole mode by which to regulate solicitors' charges; and, on the contrary, it has been clearly laid down as the opinion of this Journal "that such a system, 'pure and simple,' is impracticable. We agree that it would have the effect of making clients with good titles pay for those with defective ones; but we do not see how it would have any greater effect than the present plan in causing clients to try to 'induce solicitors to charge below the established rate, and oblige them to undertake business at such lower rate, or give it up'—an objection to which at first sight, but only at first sight, a system of contract is obnoxious, but which cannot in any way apply to a fixed *ad valorem* scale; and even if it were so, we do not think that this objection touches such a judicious combination of an *ad valorem* charge with a taxation on the present system, as is suggested in the article already referred to.

Our correspondent denies that a solicitor cannot contract, and asserts that he can recover on a specific contract for the work done. In Mr. Bromley's admirable paper, before referred to, he says—"No agreement can (as the law now stands) defeat the right of the client to have the bill taxed—that is, to have the Master's judgment upon the items." A solicitor can, indeed, recover the amount at which his bill will tax, not exceeding the amount contracted for; but that simply comes to this, that the contract has only the effect of limiting the amount recoverable under the statute for work, &c., and, while it cannot be enforced against the client, it is valid against the solicitor himself, who may thus be "obliged to undertake business at a lower rate, or give it up." We concur with Mr. Peckham, that the mania for speculation in land, referred to by him, has given the present impetus to the agitation on this subject; but, so far from originating it, this modern mania is much more recent in its date than the agitation. The desire to appear, as well as to be, honest and straightforward, is no new feeling with the profession. It is no uncommon thing, in cases where land is being sold in lots, for the solicitor to make a reduction, either voluntarily or at the suggestion of his client, in the charges to which he is legally entitled, in consideration of the same title coming again and again before him—thus giving no extra work other than copying (being exactly word for word for each lot sold), yet entitling the solicitor to completely new bills of costs, equal in amount to the first—and we believe this custom prevails with the majority of the profession. The kind of feeling which has prompted the present agitation is near akin to that which has produced this custom; and instead of being, as our correspondent would hint, rather mischievous, and directed against the interests or status of the profession, is, on the contrary, in our opinion, very beneficial thereto, and calculated to set them right in the eyes of the public, who but half comprehend the facts, and are clearly

enough the evil, though they have failed to point out a remedy.

Let us admit that law stands on the same footing as medicine. It is by no means uncommon for a medical man to contract to attend a family for a fixed sum per annum—it is very common for great landowners and corporations to enter into a similar arrangement with their solicitors, though we doubt if the contract could be enforced against the client, except where, as is sometimes the case, he has stipulated for a monopoly of the solicitor's services. But the two cases are not precisely similar. Every man knows whether he is or not in health, but he often requires advice as to whether he does or not require the services of his solicitor, and, therefore, such a contract, if allowable, might tend to lessen litigious business by inducing improper or ill-considered compromises, for the purpose of saving trouble to the solicitors. The Lord Chancellor's bill, by which it was proposed to legalize contracts made between a solicitor and his client, was open to the charge of inducing "speculative" business, but did not touch the question now in debate. Under it, every separate transaction or class of transactions must have had its separate contract, and that not necessarily providing for payment of a fixed sum in full, but often settling a special scale of charges, which is, perhaps—where it cannot be known beforehand what work must be performed—the more objectionable plan of the two.

Many reasons occur to us for making an alteration in the law with regard to the remuneration of solicitors, and one very important in its nature is, that a vast amount of trouble and anxiety, involving great loss of time and labour, which is now entailed upon them in making out and attending the taxation of bills of costs, might be absolutely or in great measure saved.

We perfectly understand the difficulties which stand in the way of an alteration in every branch of solicitors' remuneration, or even of a complete alteration in any branch, and we especially deprecate any attempt to introduce, without due forethought and consideration, any empirical reform; but there is no doubt that there is a crying need for a great change in these matters, and that no great time can elapse before something must and will be done, wisely or unwisely, with that object. What the change will be, in what direction, whether it be sudden or gradual, and how limited, most depend very much on the tone of public opinion. Our duty, therefore, is to endeavour, as far as we can, to direct that opinion aright; and for that purpose we can do no better than recommend, as we most earnestly do, for the careful perusal of Mr. Fearless and all others interested, the paper on Professional Remuneration and the Lord Chancellor's Bill, which we lately published, and the article on the same subject which appeared in our columns on the 2nd July last, together with the authorities therein referred to. They will be found to contain everything, we think, of any value, which has yet appeared on this question.

EQUITY.

PURCHASER'S LIEN FOR HIS DEPOSIT AND INSTALMENTS AGAINST MORTGAGEES.

Rose v. Watson, Ho. Lds., 12 W. R. 685; 10 W. R. 745.

Although the right of a vendor to a lien on the estate sold in respect of unpaid purchase-money has been for a very long period recognised (if indeed it was ever doubted) by our equity judges, yet the converse right of a purchaser in respect of prematurely paid purchase-money was not until recently the subject of adjudication. The point was indeed noticed so long ago as the decision in *Burgess v. Wheate*, 1 Black, 123, in which Sir Thomas Clarke regarded the rights of purchasers and vendors in respect of such liens as resting on precisely the same

principles. In *Mackreth v. Symonds*, 15 Ves. 326, this dictum was quoted by Lord Eldon without dissent from either of its positions, and the purchaser's lien was expressly recognised by Lord St. Leonards in his work on Vendors and Purchasers. The point, however, strange to say, was formally decided for the first time in *Wythes v. Lee*, 3 Drew, 396. In that case the defendant was a mortgagee who had contracted to sell to the plaintiff under a power of sale. The plaintiff, having paid a deposit, filed a bill claiming a lien on the estate for his deposit. Kindersley, V.C., unhesitatingly decided in the plaintiff's favour, on the authority of Sir Thomas Clarke, Lord Eldon, and Lord St. Leonards; but it was not necessary for his Honour to have determined in that case whether the vendee's lien would have prevailed against the mortgagee or those for whom the mortgage was in trust. His Honour, however inclined to that opinion; and, indeed, it is hard to discover any reason why the vendor's interest, whether it be an estate in fee, or for a less interest, or a general power, should not be in all cases equally affected by the purchaser's lien. In the case of *Ozenham v. Esdaile*, 3 Y. & J. 264, Alexander, C.B., considered that a purchaser's lien extended to the deeds of conveyance, if the contract went off by default on the part of the vendor. This decision implied that the vendee's lien extended to every interest of the vendor at all availing of the reality. Title deeds have been always so far considered to partake of the nature of the reality, that not only such deeds (1 Hale, 510, 2 W. 1137), but even the box containing them, was, at common law, incapable of being the subject of larceny (1 Hale, 510; 3 Inst. 109). In the principal case, the principle, laid down in *Ozenham v. Esdaile* and *Wythes v. Lee* have been noted upon, and the point noticed in the latter case respecting the priority of such a lien over a prior or subsequent mortgage has been decided. The circumstances of the present case were as follows:—A. having represented to B. that streets and a church were to be built in the vicinity of a certain estate, induced B. to enter into a contract for the purchase thereof. A. subsequently mortgaged the land, and the mortgagees gave written notice to B. of the mortgage. B. paid the deposit and several instalments of the remainder of the purchase-money, both before and after he received notice of the mortgage. A. became bankrupt, and B. refusing to complete, A.'s assignees filed a bill against B. for specific performance. This bill was dismissed with costs, on the ground that the representations made at the time of the contract were not carried into effect. The present suit was then instituted by B. against the mortgagees to enforce his lien on the estate for the deposit instalments and interest.

This decision establishes, we think, implicitly, though not in express terms, the rule that a vendee's lien for his deposit extends to every description of interest for which the vendor's lien for unpaid purchase-money would attach. *Wythes v. Lee* was a case of demurrer to the vendee's bill for want of equity; yet, it is hard to see why the vendee's general equity could have been ever doubted. The present decision, however, is important, as it will render the innumerable cases relating to the vendor's lien (all of which are carefully collated by White and Tudor under the heading of *Mackreth v. Symonds*) applicable to the correlative rights of the vendee. It even extends the doctrine in *Mackreth v. Symonds* indirectly by its bearing upon the effect of a mortgagee's notice.

B.'s equity, as already stated, was held to comprise not only the instalments of the purchase-money paid by him before notice, but also those paid after it. No preceding case had gone this length in favour of a purchaser against a mortgagee. The rights of a mortgagee against the tenants of his mortgaged ought by this time, one should expect, to have been tolerably well settled. Rents due on a demise subsequent to the mortgage cannot, indeed, be recovered by the mortgagee *qua* rector, but only as means profits, owing to the want of privity between the mortgagee and the tenant prior to notice of the mortgage being given to the latter. But, if the demise is

prior to the mortgage, the notice of the mortgagee to the tenant in possession operates as an attornment at common law would have done with relation back to the time of the grant. In short, a mortgage is at law an assignment, and the mortgagee can, therefore, at once, without attornment, distrain for rents. Why should the landlord mortgage or his assignee be in a different position as regards the mortgage? And yet the final decision in *Rose v. Watson*, although ostensibly founded upon the position that the mortgagee being an assignee *pro tanto*, takes subject to all equities against the mortgagor, overlooks the rule that the assignee of the reversion should in like manner take subject to all equities, whether arising on mortgage or otherwise, against the reversioner. The decision in the present case, indeed, does not strictly rule the contrary. But, then, it decides that notice of a mortgage has no operation as such against a purchaser, unless it specifies particularly what claim the mortgagee makes. Upon this principle, therefore, notice of a mortgage to tenants does not amount to a demand upon them for rent, unless the notice expressly call upon them to pay rent to the mortgagee. In the present case the mortgagee gave notice to the purchaser; yet the House of Lords held that this notice had no effect whatever in giving any greater security to the mortgagee than he would have had if no notice had been given. The result of the decision in respect of this point is that mortgagees in future must specify in their notices, both to purchasers and tenants of the lands mortgaged, what particular equities they seek. Whatever may be thought, either of the policy or legal philosophy of this decision, it should be remembered that it has all the force of an Act of Parliament applicable to every similar case, and consequently that mortgagees should take care, when giving notice to purchasers, to specify particularly what equities they seek against them, and whether they claim payment out of the purchase-money.

COURTS.

COURT OF BANKRUPTCY.

(Before Mr. Registrar WINKLOW, as Commissioner.)
FRACAS BETWEEN BARRISTERS.

Oct. 20.—After the usual business had been disposed of, Mr. Sargood entered the Court and said that he was sorry to have to trouble the Commissioner with a matter personal to himself. He (the learned counsel) had, however, given notice to Mr. Doria that he felt bound to mention publicly what had occurred. He then said—At a private meeting for the examination of an arranging debtor, Mr. Doria, attending as counsel for the witness, had thought fit several times to interrupt the progress of the examination. Of that I did not so much complain; but at a later period of the examination Mr. Doria spoke in a very improper manner, telling me to go on with my examination, and repeating that remark in a most offensive way several times. I said "I do not understand what you mean," whereupon Mr. Doria, after making other observations, exclaimed—"G—d—your eyes, sir, take that," and struck me in the face. Of course it is very painful to me to have to complain of such conduct, but as a member of the bar I feel that the onus is thrown upon me to mention the matter publicly, however disagreeable the subject may be. After what had occurred, it was impossible to proceed with the examination that day.

His Honour—It is very painful to me, as I am sure it must be to the whole bar, to hear the statement which has just been made. The subject is one which requires very considerable attention, particularly in regard to the mode in which it should be dealt with. It is the first time I have ever heard of such a scene taking place.

Mr. Sargood—I desired Mr. Doria to apologise for what he had done. He declined to do so, and I then said I had no alternative but to communicate with the Court.

His Honour then intimated a desire that Mr. Doria should be present. The learned counsel asked leave of absence, and Mr. Doria, in a few moments afterwards, took his place in Court.

His Honour, addressing him, said—I understand that notice

was given to you of the intention to make this statement in regard to the scene which has taken place, and that you did not choose to avail yourself of the opportunity of being present. Before deciding what I should do in the matter, I thought I ought to send for you. What is now proposed with reference to the examination?

Mr. Sargood—I do not think it would be convenient, under any circumstances, to proceed to-day; the influence upon the debtor's mind by the course pursued by his counsel will preclude any further examination.

His Honour (addressing Mr. Doria) then said—A statement is made to me that you having attended a meeting as counsel for the debtor, in the course of the examination words were interchanged, and that you struck Mr. Sargood.

Mr. Doria—Not without that provocation which no gentleman should receive from another.

His Honour—The matter is a very important one, and I shall adjourn it for consideration after the return of Commissioners Holroyd and Goulburn.

Mr. Doria—I really do not know what has taken place; but it is a very cowardly proceeding—much too cowardly for any gentleman having a proper regard for his own dignity and the public decency. What did occur, occurred in a private room.

Mr. Sargood—There was nothing private about it. Privately, I have no personal acquaintance with Mr. Doria.

Mr. Doria—I thank my God you have not.

The matter then dropped.

Oct. 21.—*In re Robert Fletcher*.—The bankrupt, who came to the court on his own petition, described himself as an "author and solicitor," of Hampstead, Notting-hill, Bexley, and elsewhere. He had also acted for a short time as clerk to a solicitor. He owes £1,978, and returns the good debts due to him at £650. These are chiefly for professional services, and one claim of £250 is stated to be dependent on a concession to be made to some one by the republic of Liberia. The bankrupt states his failure to arise from failure of his clients, insufficiency of capital, non-performance of engagements by other persons, and prostration of health since a severe surgical operation in 1858.

There was no opposition by the assignees. It was stated that most of the debts had been contracted before the passing of the Act.

The bankrupt, examined, said he believed the debts due to him would realize the amount at which they were returned. One claim of £200 upon Mr. Henry Fletcher, a relative, depended on the realization of some mining property in Cornwall. The claim in connection with Liberia was expected to be paid in six or eight months.

His Honour said it was quite clear that these debts were of a very doubtful character.

Mr. Denny opposed for Mr. White, tailor, a creditor for £55.

In further examination the bankrupt stated that he had not taken out an attorney's certificate for two years. He had been doing a great many things since; nothing very successfully. He had written an introduction to Lord Bacon's works; he considered the copyright worth £40. He got forty guineas for writing the essay. The copyright was in his own hands; he had not given it up to the assignees. He had also written an introduction to the imperial edition of Milton's works, for which he received forty guineas. He had also the copyright of that work.

The Registrar—Do you mean that you have the right to republish those works?

Bankrupt said he considered he had. He had also published a work called "May-day Glance," having reference to the late Exhibition. He had read it on several occasions in public, but had not made above £10 by it. Recently he had been living by the kind consideration of his friends and creditors. The debt of the opposing creditor was statute-run, with the exception of an item of two shillings and sixpence, which had enabled him to obtain a judgment.

His Honour said he should not suspend the order in respect of that old debt.

Order granted.

—*In re F. W. Freeman*.—The bankrupt was an attorney at Wimborne Minster. Debts, £252; assets, about £28. At the last sitting, the bankrupt had been ordered to file a cash account, but had not done so.

On the application of Mr. Collins for the bankrupt, an adjournment was ordered.

GENERAL CORRESPONDENCE.

SOLICITORS' REMUNERATION.

Sir,—Some discussion having recently been raised in the *Solicitors' Journal* and elsewhere, and even in the House of Lords, on this subject, I beg leave to suggest a few reasons for leaving things as they are—or, in other words, letting well enough alone. The burden of proof, too, it must be remembered, lies on those who wish to disturb an existing system—not on those supporting it.

In the relation between solicitor and client, there must be honour on the one side and confidence on the other. No one selects a solicitor unless he can depend upon him. If he trusts him on the subject-matter of the business, he surely can also trust him on the minor question of costs. If, contrary to the client's expectation, his adviser does prove to be dishonourable, he may think himself fortunate if he escape with no other loss than a heavy law bill. That, too, he has far readier means of disputing than a bill for any other kind of services than legal ones. But, assuming that the solicitor is a man of well-known integrity, he will, of course, only make such charges as are usual in the profession—taking into consideration the circumstances of the case. Suppose it is a purchase. If the abstracts and deeds are long, and the attendances and letters numerous, no doubt the title is complicated, or the transaction one of importance. What better test, then, can there be for determining the proper remuneration? If the *average* of bills is thought too high or too low, let the amount of the fees be altered accordingly, but without touching the principle which regulates the charges—namely, payment according to the amount of work done. A solicitor can generally give his client some idea of what a matter will cost; but if unacquainted with the title, it is unreasonable that he should be expected to contract—which word, by-the-by, sounds rather unprofessional—to complete the business for a certain sum. An *ad valorem* charge would cause the same unfairness. The general average might be the same as at present, but only by making the clients with good titles pay for those with defective ones. Clients, too, would often try to induce solicitors to charge below the established rate, and oblige them to undertake the business at such lower rate or give it up. In fact, there is little difference between a contract and an *ad valorem* charge. Both would tend to lower the status of the profession, and to many kinds of business neither could be made applicable. Besides, when it is said that a solicitor cannot now contract, it is only true in one sense; for if he does not recover on the specific contract, he can do so for the work done (not exceeding the amount of the contract). If his books are properly kept, he will have no difficulty in showing the items whether he has entered into a contract or no.

The agitation on the subject of solicitors' remuneration is entirely caused by the modern mania for speculation in land. A man buys a piece of ground cheap, with the intention of turning it into money if he can make a little by his bargain. Of course, such a person does not like the idea of a long investigation of title, with a long lawyer's bill at the end. But this, in many cases, cannot be helped. Nor would a registration scheme obviate the difficulty. The cause is the natural distinction between real and personal property. Still, many lawyers might be more expeditious than they are, and if they were, it would be all the better for the profession; for it is the delay which vexes clients more than the expense. But to expect that a title can be investigated and land conveyed in a day is absurd. Law stands on the same footing as medicine. Auctioneers, builders, and some others, can tell almost to a nicety what labour and time will be required in a particular business entrusted to them—and for that reason can and often do contract—but not so professional men. They have no such data to go upon. No one dreams of contracting with his medical man to cure him for a certain sum; but that would be no more unreasonable than in nine cases out of ten it would be to expect a lawyer to make a contract. The evils would eventually be felt more by the public than the profession. A spirit of slovenliness would be introduced—points which ought to be inquired into would be slurred—the solicitor taking for granted that questions which could probably be satisfied need not be raised. Lawyers and clients would suffer, but the clients the more severely.

JAMES R. PEARLESS.

October 18.

CERTIFICATE DUTY.

Sir,—As the time is fast approaching when we are expected to pay our annual tribute to Her Majesty's Government, I

should like to ask the authorities, through the medium of your valuable *Journal*, whether some means could not be devised whereby we might be enabled to obtain our certificates without the trouble and annoyance of the four attendances now exacted from us?

Oct. 24.

THE NEW JUDGMENTS, &c. ACT.

Sir,—I apprehend that the letter of "C. F. T." does not point out all the difficulties arising upon the construction of the new Act on judgments, 27 & 28 Vict. c. 112. No doubt many unfortunate suitors will have to pay for its elucidation.

Your correspondent says justly, "But the requisitions of the statute 23 & 24 Vict. c. 38, as to the registration of writs of execution in addition to the necessity of a re-registration of the judgment every five years, practically defeat the lien or charge professed to be conferred by registration, and reduce the benefit to the judgment creditor, and the risk to the purchaser or mortgagee, to a nominal amount. It may be anticipated, therefore, that the re-registration of old judgments will be discontinued as valueless, and the practice of searching for judgments will also fall into disuse." From a perusal of the Act 23 & 24 Vict. c. 38, it is evident that these remarks are, as put by your correspondent, applicable only to purchasers and mortgagees, and not to others seeking the benefit of the equitable charge against the debtor and his issue given by 1 & 2 Vict. c. 110, as respects *past* judgments. By the first section of the new Act, however, it would seem that the benefit of the equitable charge is taken away as to future judgments, and that the 1 & 2 Vict. c. 110, is, as to them, virtually repealed.

The legislation on this important subject is an illustration of the fragmentary manner in which our statute law is constructed, and of the obscurity and confusion engendered by it. Such tinkering is a disgrace to our system of legislation, and precludes lawyers and laymen equally from understanding what the law really is. It would be a great boon to the profession if no more Parliaments were to be held, except for the mere machinery of Government, until some sort of agreement were come to by law reformers as to the objects they wish to effect, and as to their clear and definite expression in plain and simple language.

Cheltenham, Oct. 25.

APPOINTMENT.

PHILIP FREDERICK GARNETT, of Liverpool, in the county of Lancaster, gentleman, to be one of the perpetual commissioners for taking the acknowledgments of deeds to be executed by married women.

SCOTLAND.

AMENDMENT OF THE BANKRUPTCY LAW.

At the quarterly meeting of the Edinburgh Chamber of Commerce, held on the 13th inst., Mr. Duncan McLaren, in the chair, an interesting discussion took place on the subject of the amendment of the Bankruptcy Law and on the subject of the Patent Laws.

The SECRETARY read the report of the committee appointed at the last meeting to consider the present state of the Bankruptcy Law of Scotland, and to suggest what changes they might consider advisable. The committee made the following recommendations:—(1) That in the distribution of the assets belonging to any copartnership or firm which has become bankrupt, the assets forming the private estate of each individual partner should be applied in the first place in liquidation of his private debts, and, if any reversion remains, it should be thereafter divided among the creditors of the copartnership; (2) That power should be given to the sheriff before whom any bankrupt is examined, when it shall appear to him that there is reasonable ground to suspect that the bankrupt has been guilty of fraud or misconduct inferring punishment, to direct the trustee to transmit the proceedings to the accountant in bankruptcy or law officer of the Crown, to indict the bankrupt and bring him to trial; and (3) Furthermore, that the power of granting a discharge in cases without composition should be removed from the creditors and vested in the judge.

Mr. LINDSAY moved that the recommendations of the com-

mittee be sent back to them for their further consideration. He had intended to move the adoption of the report, but he had ascertained only on the previous day that the evidence taken before the committee of the House of Commons last year in regard to the Scotch Bankruptcy Law of 1856 had been printed; and he had reason to believe that, if the committee had that evidence before them, they might be able to bring up a much fuller report, and give other suggestions for the improvement of the law.

Mr. R. M. SMITH hoped that the attention of the committee would be directed to the first recommendation in their report. It seemed to him that by the proposal which the committee made, creditors, in cases where they believed the bankrupt honest, and well-intentioned, would be precluded from favouring him by allowing him to retain his private property.

Mr. LANDRAY denied that the report led to such a result.

Mr. HARRISON said that under the present law, when a copartnership became bankrupt, the creditors of the bankrupt firm, besides their claim on the assets of the firm, were entitled to rank as creditors on the private estates of the bankrupt partners; while the private creditors of the individual partners could only claim upon their private estates, and not upon the estate of the firm at all. The creditors of the firm had thus an undue advantage over the private creditors. The proposal made by the committee was to assimilate the Scotch law to the English law, which distributed a bankrupt's effects in a much more fair and honest way; and on that subject the committee were unanimous in their opinion. He could not see that it would have the effect which Mr. Smith seemed to anticipate.

The CHAIRMAN repeated Mr. Harrison's explanation, and added, by way of illustration—Suppose a shareholder in a copartnership has £1,000 of private debts, and £5,000 of copartnership debts, and that he has £1,000 in private property; the creditors of the firm have an equal claim with the private creditors upon the £1,000 of private property, while the private creditors have no claim at all upon the assets of the firm, which may amount to £10,000 when realised. That was a very inequitable-looking thing, and a change seemed needed. An additional recommendation of the proposal was that it would assimilate the Scotch law to the law of England. When they talked about the assimilation of the laws of the two countries, they must not expect the English laws in every point to be assimilated to the Scotch, but they must get as much good as they could from the English.

It was agreed to recommit the matter, and Mr. R. M. Smith was added to the committee.

THE PATENT LAWS.

Mr. GREIG (secretary) rose to propose the motion of which he had given notice at last meeting, in regard to the amendment of the patent laws. He said that the subject was one of great difficulty, and many able men who had studied the subject had not been able to agree upon what was the best scheme to devise. The only thing upon which all were agreed was that the present state of the law was the worst possible, and therefore any change was likely to be an improvement. Under the present system, patents were often granted for inventions which were no inventions at all, and hence the patent laws had been more uncertain and more fertile of litigation than any other laws whatever. A proposal to amend the law had been made by Mr. Macfie, of Liverpool, to this effect—that where an invention was adjudged by the commissioners under the patent laws to be of great benefit to the community, the inventor should be rewarded, according to the worth of his invention, from the public funds. He thought, however, with Lord Stanley—whose opinions upon this matter were entitled to the highest respect—that there were great difficulties in the way of this proposal, and he preferred the plan which had been suggested by Lord Alfred Churchill in a skeleton Act which he had submitted to the consideration of the Chamber. His proposal was, that, on an invention being approved of by the commissioners, a patent should be issued protecting him against all and sundry; but that he should be required to assess what he considered the worth of his invention; and the commissioners, on consideration of his assessment, should fix the royalty to be paid to him by manufacturers or others who might desire to use his invention. He believed that this proposal was a fair settlement of the question, and that it would be likely to reduce litigation under the patent laws to the very smallest figure. He therefore moved—That the Chamber of Commerce, without committing themselves to the details of a bill suggested by Lord Alfred Churchill, further to amend the laws relating to letters patent for inventions, approve of the whole principle of the bill, which, instead of conveying as at present exclusive rights by patent, provides that a royalty for

the employment of letters patent may be demanded, upon payment of which all persons may use the process or articles prescribed in the letters.

Mr. T. J. BOYD objected to the proposal that, if everyone was to get a right to a patent upon paying a royalty, the inventor would lose all right in his patent, and he would besides be subject to great risk in getting remuneration for his invention.

Mr. ALEX. TOP said it did not appear very clear to him why there should be more difficulty in Government fixing a sum to be paid to an inventor as a reward for his invention than it would be for the Government to fix the royalty to be paid upon it to the inventor by those who intended to use it. He approved of Mr. Macfie's suggestion that a Government reward should be given to inventors whose inventions were likely to be a real benefit to the country.

Mr. R. SMITH seconded Mr. Greig's motion.

The CHAIRMAN thought it would be rather rash to decide upon the question at once, as some members who were absent might, if they were present, take up different views of the subject. He had never heard of the bill till it was produced at the meeting, but personally he was quite prepared to adopt it, because it contained exactly the view which he had held for a long time. He had had the pleasure of hearing Mr. Macfie's paper read at the Social Science Congress, and the only point upon which he disagreed with him was in regard to the reward to the inventor being paid out of the public purse. He entirely disapproved of that proposal, because nine patents out of every ten taken out were found to be of no use at all to any man living, and the proposal that a reward should be given by Government for useful inventions would just come to this—that he would get the largest reward who had the largest influence, and many would get very large sums from the Government who, on account of their inventions being worth nothing, would never have got anything at all in the free market. But if a man were rewarded only for those inventions which in actual operation were proved to be useful, then the nine useless inventions would do no harm to anybody, and the public purse would be spared. It was somewhat strange that the very reason which had led Mr. Boyd to oppose Mr. Greig's motion—viz., that it would bring patents under the operation of the principle of free trade—was the very reason which led him to adopt it. A very remarkable instance of the evil operation of the present system had been reported by Mr. Macfie. A Hull house acquired, by purchase, a patent for a certain piece of machinery, with the right to exclude all competition within a radius of seventy-five miles; and the consequence was, that a Sheffield firm engaged in the same trade, which could not, though willing to pay the largest sums, obtain access to the use of the invention, was ruined by the unequal competition of the Hull house. He considered that a very hard case indeed. It was a development of the principle of monopoly which our recent legislation had set itself to uproot in every form and way. No inventor had a right to demand that one favoured man should make his fortune to the ruin of another set of men who were equally enterprising and willing to pay for his invention, but who were thus shut out from that advantage. Why, supposing an Edinburgh printer should acquire a patent for some invention in printing or stereotyping, he might work with so great an advantage over others in the trade, that he might monopolise the whole business of Edinburgh. The existing laws were so inequitable, vexatious, and uncertain, that he quite agreed with Mr. Greig that nothing could be worse. He also cordially approved of the proposal contained in Mr. Greig's motion, but he thought the further discussion of the question should be deferred until next meeting.

It was agreed to remit the matter to a committee, on the understanding that its consideration should be resumed at next meeting.

COLONIAL TRIBUNALS & JURISPRUDENCE.

UPPER CANADA.

(From the Upper Canada Law Journal.)

COMMON LAW CHAMBERS.—JAMES JOHN SMITH.

Foreign Enlistment Act, 59 Geo. 3, c. 69—Sufficiency of War-rant.

Held 1st. That to charge a prisoner in a warrant of commitment, issued under 59 Geo. 3, c. 69, with attempting or endeavouring to hire, retain, engage, or prevail on, to enlist, a soldier in the land or sea service, for or under or in aid of

Abraham Lincoln, President of the United States of America, and in the service of the Federal States of America," is sufficiently certain.

Held 2nd. That the foreign power was sufficiently defined in the warrant, and one whose existence the Court is bound judicially to notice, viz., "The President of the United States of America"—the words relating to the Federal States being rejected as surplusage.

Held 3rd. That in such a warrant it is unnecessary to allege that the accused is a British subject, the law presuming him to be such till the contrary appear.

Held 4th. That it was unnecessary in the warrant to negative in the warrant a licence from her Majesty the Queen to do the act or acts concerning which the complaint was laid.

Held 5th. That the direction to the gaoler to keep the prisoner in the common gaol "until he shall thence be discharged by due course of law, or good and sufficient sureties be received for his appearance, &c." was sufficient, the latter words being read as surplusage.

Held 6th. That "I," in the text of the warrant, might be read as "I and I," so as to read "Given under my and my hand and seal, &c., it being presumed that both magistrates used one and the same seal."

This was an application for the discharge of a prisoner under a writ of *Habeas corpus*.

The prisoner had been committed to gaol at Goderich on the 28th day of May, 1864, upon the following warrant of commitment:—

"Province of Canada, United Counties of Huron and Bruce.—To all or any of the constables or other peace officers in the said united counties of Huron and Bruce, and to the keeper of the common gaol at Goderich, in the united counties aforesaid:

"Whereas, upon information of one Elliott Hunter, stating that one John Smith, of the township of Greenock, in the said united counties of Huron and Bruce, did, at the township of Kincardine, in the county of Bruce aforesaid, on the 14th day of May last past, attempt or endeavour to hire, retain, engage, or procure the said Elliott Hunter to enlist as a soldier in the land or sea service, for, or under, or in aid of Abraham Lincoln, President of the United States of America, and in the service of the Federal States of America, and to go to Guelph, in the county of Wellington, in this province of Canada, and in company with some thirteen other persons, whom he alleged had enlisted for the purpose aforesaid; and whereas the said John Smith has been brought before us, two of her Majesty's justices of the peace in and for the said counties—namely, James Watson, Esq., and Alexander M. Ross, Esq.; and whereas evidence has been brought before us as to the said offence whereof the said John Smith stands charged, and statements and evidence were heard on the part of the Crown and of the said John Smith, in his presence. After hearing counsel on both sides, and the statement of the said John Smith, it was ordered that the said John Smith be committed to the common gaol of these united counties until delivered by due course of law, or until good and sufficient sureties shall be given for his appearance at the next court of assize to be holden for these united counties. These are therefore to command you, the said constables and peace officers, or any of you, in her Majesty's name, forthwith to take and convey the said John Smith to the said common gaol at Goderich, in the united counties of Huron and Bruce, and there to deliver him to the keeper thereof, together with this precept: and we hereby command you, the said keeper, to receive the said John Smith into your custody in the said gaol, and him there safely keep until he shall thence be delivered by due course of law, or good and sufficient sureties be received for his appearance at the next court of assize as aforesaid. Given under my hand and seal this twenty-sixth day of May, in the year of our Lord one thousand eight hundred and sixty-four, at Goderich, in the counties aforesaid.

(Signed) "JAMES WATSON, J. P."

(Signed) "A. M. ROSS, J. P." [L. s.]

The prisoner had been brought before Mr. Justice Morrison on a *habeas corpus*, and remanded, and also before Mr. Justice Hagarty and remanded. He was subsequently brought before Mr. Justice John Wilson.

R. A. Harrison, on behalf of the prisoner, then objected to the warrant on the grounds following: 1st. No positive statement of any charge, but a mere recital, which does not state whether the service was to be on land or sea, but alleges it in the alternative, which would be bad on an indictment.

2nd. No foreign power mentioned, no intention of leaving the country, only to be taken to Guelph, which is within the province.

3rd. Does not show that the man he is charged with having procured to enlist were British subjects.

4th. Does not allege that prisoner was not authorized by licence of her Majesty.

5th. No amount of bail fixed.

6th. The attesting clause is under "my" hand and seal, i.e., of one justice only, two having signed the warrant.

He referred to *In re Martin*, 10 U. C. L. J. 130; *Paley on Convictions*, 140-1; id. 193, 243; *Rex v. Mallinson*, 2 Burr. 679; *Dawson v. Fraser*, 7 U. C. Q. B. 391; 1 Hals. P. C. 583.

S. Richards, Q.C., showed cause, referring to 59 Geo. 3, c. 69.

JOHN WILSON, J.—The prisoner has been committed under the 59 Geo. III. c. 69, s. 6, which has been held to be in force in this province in *Regina v. Schram*, which *inter alia* enacts that if any person whatever, in any part of his Majesty's dominions or colony subject to his Majesty, shall hire, retain, engage, or procure, or shall attempt or endeavour to hire, retain, engage, or procure, any person or persons whatever to enlist, or to enter, or engage to enlist, or to serve, or be employed in any warlike or military operation by land or sea, as a soldier, sailor, or marine, in land or sea service, for, or under, or in aid of any foreign prince, state, potentate, colony, province, or part of any province, or people, any person or persons exercising, or assuming to exercise any powers of government, or to go, or agree to go, or embark from any part of his Majesty's dominions, for the purpose, or with the intent to be so enlisted, engaged, or employed as aforesaid, shall be guilty of a misdemeanour.

In the argument I am referred to what would be a legal charge of crime in an indictment; but considering recent legislation in this province, with regard to the form in which parties may be charged on indictments, I think I am bound to look more to the substance of what is charged than to the strict words by which the charge itself is made. This becomes the more necessary in this province, for in its rapid settlement and growth we find kinds of crime and classes of criminals not naturally of its own production. We must have magistrates throughout the country, many of whom have, as yet, been of necessity taken from the uncultivated classes; but such as we have are quite able to perform their duties fairly and creditably. If judges were obliged to construe their proceedings with the strictness of special pleadings, few indeed would stand the test, and in many cases we should be obliged to discharge in a summary way, and without trial, men gravely charged with flagrant crimes. Speaking for myself only, I cannot say I can bring myself to look with favour on applications made on strictly technical grounds, where there is something substantial behind them.

The *Habeas Corpus* Act, 31 Car. II. cap. 2, under which this prisoner has been brought up, and the writ of *habeas corpus* itself had not their origin in the desire to prevent those accused of crime from being detained for trial, but to prevent the Crown from oppressing those obnoxious to it, or detaining them in prison on illegal charges, or for an unreasonable time, without trial.

In dealing with this matter, I shall feel that I have accorded him due to the prisoner if I remand him, having first found him properly charged in contravention to this statute, 59 Geo. III. c. 69.

First, then, I find that in the warrant this prisoner stands charged with the offence that he did attempt or endeavour to hire, retain, engage, or procure Elliott Hunter to enlist as a soldier in the land or sea service, for or under, or in aid of, Abraham Lincoln, President of the United States of America.

Secondly, I find a foreign power mentioned whose existence I am bound judicially to notice—namely, the President of the United States of America—for, or under, or in whose aid Hunter was attempted to be enlisted. I reject the words "Federal States," as surplusage.

Thirdly, it is not necessary to allege that Hunter was a British subject. The law presumes he is until the contrary appears.

Fourthly, the statute justifies the person enlisting, if he has her Majesty's licence, but makes every person everywhere in her Majesty's dominions guilty who sets contrary to the statute in regard to what is charged against the prisoner. The licence mentioned in the statute is a licence to enlist for the indemnity of him who enlist.

Fifthly, the warrant would have been good if the words "or until good and sufficient sureties shall be given for his appearance at the next assize to be holden for these counties" had been omitted. It may be read as surplusage or read as

good; for the magistrates having committed him for want of bail, it would be in the discretion of the magistrates or Court ordering bail to fix the amount. It was not unreasonable to insert this clause, as showing on its face that the justices had not refused or were unwilling to bail the prisoner. The amount of bail to be taken was not for them to specify.

Sixthly and lastly, the word "I" may be read "I and I" sign and seal this, if two do it. A note signed by two beginning with "I promise" is the promise of each of them. But the body of the warrant shows that the two were acting. There appears but one seal on face of the warrant, but it may have been sealed by both, and I shall presume that both used the same seal.

For these reasons I deny the application, and remand the prisoner.

Order accordingly.

LAW STUDENTS' JOURNAL.

INNS OF COURT.

The Council of Legal Education have approved of the following rules for the public examination of the students for Michaelmas Term:—

The attention of the students is requested to the following rules of the Inns of Court:—As an inducement to students to propose themselves for such examination, studentships and exhibitions shall be founded of fifty guineas per annum each, and twenty-five guineas per annum each respectively, to continue for a period of three years, and one such studentship shall be conferred on the most distinguished student at each general examination, and one such exhibition shall be conferred on the student who obtains the second position; and further, the examiners shall select and certify the names of three other students who shall have passed the next best examination; and the Inns of Court to which such students as aforesaid belong may, if desired, dispense with any terms, not exceeding two, that may remain to be kept by such students previously to their being called to the bar; provided that the examiners shall not be obliged to confer or grant any studentship, exhibition, or certificate, unless they shall be of opinion that the examination of the students has been such as entitles them thereto. At every call to the bar, those students who have passed a general examination, and either obtained a studentship, an exhibition at such examination, or a certificate of honour, shall take rank in seniority over all other students who shall be called on the same day.

Rules for the Public Examination of Candidates for Honours or Certificates, entitling Students to be called to the Bar.

An examination will be held in next Michaelmas Term, to which a student of any of the Inns of Court, who is desirous of becoming a candidate for a studentship, an exhibition, or honours, or of obtaining a certificate of fitness for being called to the bar, will be admissible. Each student proposing to submit himself for examination will be required to enter his name at the treasurer's office of the Inn of Court to which he belongs, on or before Saturday, the 22nd day of October, and he will further be required to state in writing whether his object in offering himself for examination is to compete for a studentship or other honourable distinction; or whether he is merely desirous of obtaining a certificate preliminary to a call to the bar. The examination will commence on Saturday, the 29th day of October, and will be continued on the Monday and Tuesday following. It will take place in the hall of Lincoln's Inn; and the doors will be closed ten minutes after the time appointed for the commencement of the examination.

The examination by printed questions will be conducted in the following order:—Saturday morning, the 29th October, at half-past nine, on constitutional law and legal history; in the afternoon, at half-past one, on equity. Monday morning, the 31st October, at half-past nine, on common law; in the afternoon, at half-past one, on the law of real property, &c. Tuesday morning, the 1st November, at half-past nine, on jurisprudence and the civil law; in the afternoon, at half-past one, a paper will be given to the students including questions bearing upon all the foregoing subjects of examination.

The oral examination will be conducted in the same order, during the same hours, and on the same subjects, as those already marked out for the examination by printed questions, except that on Tuesday afternoon there will be no oral examination. The oral examination of each student will be con-

ducted apart from the other students; and the character of that examination will vary according as the student is a candidate for honours or a studentship, or desires simply to obtain a certificate. The oral examination and printed questions will be founded on the books below mentioned; regard being had, however, to the particular object with a view to which the student presents himself for examination. In determining the question whether a student has passed the examination in such a manner as to entitle him to be called to the bar, the examiners will principally have regard to the general knowledge of law and jurisprudence which he has displayed. A student may present himself at any number of examinations, until he shall have obtained a certificate. Any student who shall obtain a certificate may present himself a second time for examination as a candidate for the studentship or exhibition, but only at the general examination immediately succeeding that at which he shall have obtained such certificate; provided that if any student so presenting himself shall not succeed in obtaining the studentship or exhibition, his name shall not appear in the list. Students who have kept more than eleven terms shall not be admitted to an examination for the studentship or the exhibition.

The Reader on Constitutional Law and Legal History will expect the candidates for honours to be well acquainted with the origin and progress of our laws and constitution, as explained in chapter 3, part 3, of "Hallam's History of the Middle Ages." He will expect them to be well acquainted with the reign of Richard II., and with the chapters in "Hallam's Constitutional History" which give an account of the reigns from the accession of Henry VII. to the death of Anne; with the state trials of persons eminent in our history, or otherwise important, from the accession of James I. to the year 1760, with the history of the law of treason and the law of libel. All candidates will be required to know the principal events in English history from the Conquest to the year 1782; to have an accurate knowledge of the reigns of the Stuart kings, of the trials of Sidney, Russell, Colledge, Bushel, and Mrs. Gaunt; and to be well acquainted with the provisions of Magna Charta, the Bill of Rights, the Act of Settlement, and the Toleration Act.

The Reader on Equity proposes to examine in the following books:—1. Haynes's "Outlines of Equity," Smith's "Manual of Equity Jurisprudence," Hunter's "Elementary View of the Proceedings in a Suit in Equity" part 1. 2. The cases and notes contained in the first volume of White and Tudor's "Leading Cases." The Act to further Amend the Law of Property and to Relieve Trustees, 22 & 23 Vict. c. 35. The Act to further Amend the Law of Property, 23 & 24 Vict. c. 38. The Act to give to Trustees, Mortgagees, and others, certain powers now commonly inserted in Settlements, Mortgages, and Wills, 23 & 24 Vict. c. 145. The Act to regulate the Procedure in the High Court of Chancery and the Court of Chancery of the County Palatine of Lancaster, 25 & 26 Vict. c. 42. "The General Orders of the Court of Chancery," of the 1st of February, 1861, and of the 5th of February, 1861. (Jurist, vol. 7, N.S., part 2, p. 58.) Mitford "On Pleadings in the Court of Chancery." Introduction; chapter 1, sects. 1 and 2; chapter 1, sec. 3 (the first six pages); chapter 2, sec. 1; chapter 2, sec. 2, part 1 (the first three pages); chapter 2, sec. 2, part 2 (the first two pages); chapter 2, sec. 2, part 3; chapter 3. Candidates for certificates of having passed a satisfactory examination will be expected to be well acquainted with the books mentioned in the first of the above classes. Candidates for the studentship, exhibition, or honours will be examined in the books mentioned in the two classes.

The Reader on the Law of Real Property, &c., proposes to examine in the following books and subjects:—1. Joshua Williams on the Law of Real Property, 8th edition. 2. "Joint Tenancy, and Tenancy in Common," "Morley v. Bird," 3 Ves. 629, and the Notes to that case; "Tudor's Leading Cases in Conveyancing," pp. 778-803. 3. "Void and Voidable Deeds and Contracts," Josiah W. Smith "On Real and Personal Property," 2nd edition, chap. 6, pp. 759-802. 4. "The Common Forms of Mortgages," and Davidson's "Conveyancing," pp. 497-1088, 2nd edition. 5. "Real Assets," Joshua Williams on "Real Assets," published by Sweet, 1861. Candidates for the studentship, exhibition, or honours will be examined in all the foregoing books and subjects; candidates for a certificate in those under heads 1, 2, and 3.

The Reader on Jurisprudence, the Civil Law, and International Law proposes to examine in the following books and subjects: 1. "Justinian's Institutes," Book 1, with the Notes of Ortolan or Sandars. 2. "Mackeldoi's"—Systema Juris Romani hodie Usitati—Pars Specialis, Lib. III. Jus Fami-

liare, § 505—§ 600 (edit. Lips. 1847). 3. "Code Napoleon," Livre 1, Art. 1—515. 4. "Wheaton's Elements of International Law" (edit. 1863), part 4, c. 1. Commencement of War and its Immediate Effects. 5. "Maine's Ancient Law," chaps. 2, 3, 4, and 5. Candidates for honours will be examined in all the above subjects; but candidates for a pass certificate will be examined in 1, 4, and 5 only.

The Reader on Common Law proposes to examine in the following books and subjects. Candidates for a pass certificate will be examined in—1. "The Ordinary Procedure and Course of Pleading in an Action." 2. "The Law of Contracts," as set forth in "Smith's Lectures on Contracts" (last edition), lectures 1—5 inclusive. 3. "The Law of Torts and Remedies ex Delicto," which may be read from "Broom's Commentaries" (last edition), Book III. 4. "The Law of Homicide and of Simple Larceny," as stated in "Archbold's Crim. Con. Plead." (15th edition), Book II., Part I., chap. 1, section 1 (so far as applicable), chap. 2, sections 1 and 2.

Candidates for the studentship or honours will be examined in 1, 3, and 4 *supra*, and also in—5. The undermentioned cases:—Smith's "Leading Cases," Vol. I., with the Notes thereto:—"Armory v. Delamirie," "Ashby v. White," "Chandlor v. Lopus," "Coggs v. Bernard," "Collins v. Bantern," and "Lampligh v. Brathwait." 6. Smith's "Mercantile Law" (last edition), Book I.; Of Mercantile Persons; omitting chap. 3. 7. Broom's "Legal Maxims" (4th edition), chap. 5; Fundamental Legal Principles. 8. Taylor "On Evidence" (4th edition), Part I: Nature and Principles of Evidence.

By order of the Council,
WESTBURY, C., Chairman.

LAW LECTURES AT THE INCORPORATED LAW SOCIETY.

Mr. J. NAPIER HIGGINS, on Conveyancing, Friday, Nov. 4.

COURT PAPERS.

COURT OF CHANCERY.

SITTINGS AFTER MICHAELMAS TERM, 1864.

LORD CHANCELLOR.		Lincoln's Inn.	
Westminster.		Thurs. 17. App. mtns. & apps. in bkcy.	
Wed. Nov. 2.	App. mtns. & apps. in bkcy.	Thurs. 3.	Petitions and apps.
Thurs. 4.	Appeals.	Friday 4.	Apps. in bkcy. & apps.
Saturday 6.	Apps.	Monday 7.	Apps.
Tuesday 8.	Appeals.	Tuesday 8.	Appeals.
Wednesday 9.	Apps. in bkcy. & apps.	Wednesday 9.	Apps. in bkcy. & apps.
Thursday 10.	App. mtns. & apps.	Thursday 10.	Apps. in bkcy. & apps.
Friday 11.	Appeals.	Friday 11.	Apps. in bkcy. & apps.
Saturday 12.	Apps. in bkcy. & apps.	Saturday 12.	Apps. in bkcy. & apps.
Monday 14.	Appeals.	Monday 14.	Apps. in bkcy. & apps.
Tuesday 15.	Apps. in bkcy. & apps.	Tuesday 15.	Apps. in bkcy. & apps.
Wednesday 16.	Apps.	Wednesday 16.	Apps.
Thursday 17.	App. mtns. & apps.	Thursday 17.	App. mtns. & apps.
Friday 18.	Appeals.	Friday 18.	Apps. in bkcy. & apps.
Saturday 19.	Apps. in bkcy. & apps.	Saturday 19.	Apps. in bkcy. & apps.
Monday 21.	Appeals.	Monday 21.	Apps.
Tuesday 22.	Apps. in bkcy. & apps.	Tuesday 22.	Apps. in bkcy. & apps.
Wednesday 23.	Apps. in bkcy. & apps.	Wednesday 23.	Apps. in bkcy. & apps.
Thursday 24.	Petns. & appeals.	Thursday 24.	Petns. & appeals.
Friday 25.	App. mtns. & apps.	Friday 25.	App. mtns. & apps.
MASTER OF THE ROLLS.		Westminster.	
Wed. Nov. 2. Motions.		Thurs. 3. General paper.	
Thurs. 4. General paper.		Friday 5. Petns. sh. caus. & adj. sums. & gen. pap.	
Saturday 6. General paper.		Monday 7. General paper.	
Tuesday 8. General paper.		Wednesday 9. General paper.	
Thursday 10. Mtns. & gen. pa.		Friday 11. General paper.	
Saturday 12. Petns. sh. caus. & adj. sums. & gen. pap.		Monday 14. General paper.	
Tuesday 15. General paper.		Wednesday 16. General paper.	
Thursday 17. General paper.		Friday 18. General paper.	
Saturday 19. General paper.		Monday 21. General paper.	
Tuesday 22. General paper.		Wednesday 23. General paper.	
Thursday 24. General paper.		Friday 25. General paper.	

Friday 25.	Petns. in luncy, app. mtns. & apps.	Thursday 10.	Mtns. and causes.
Notice.—The days (if any) on which the Lords Justices shall be engaged in the Full Court, or at the Judicial Committee of the Privy Council, are excepted.		Friday 11.	Petitions & causes.
V. C. Sir R. T. KINDERSLEY.		Saturday 12.	Sh. caus. & caus.
Westminster.		Monday 14.	Causes.
Wed. Nov. 2. Motions.		Tuesday 15.	Causes.
Lincoln's Inn.		Wednesday 16.	Causes.
Thursday 3.	General paper.	Thursday 17.	Mtns. and causes.
Friday 4.	Ptns. adj. sums. & general paper.	Friday 18.	Petitions & causes.
Saturday 5.	Sh. caus. & adj. sums. & gen. pap.	Monday 19.	Sh. caus. & caus.
Monday 7.	General paper.	Tuesday 20.	Causes.
Tuesday 8.	General paper.	Wednesday 21.	Causes.
Wednesday 9.	Mtns. adj. sums. & gen. pa.	Thursday 22.	Mtns. & gen. pa.
Thursday 10.	Ptns. adj. sums. & general paper.	Friday 23.	Mtns. & gen. pa.
Friday 11.	Sh. caus. & adj. sums. & gen. pap.	Saturday 24.	Mtns. & gen. pa.
Saturday 12.	Sh. caus. & adj. sums. & gen. pap.	Monday 25.	Mtns. & gen. pa.
Monday 14.	General paper.	N.B.—Any causes intended to be heard as short causes must be so marked at least one clear day before the same can be put in the paper to be so heard.	
Tuesday 15.	General paper.	No cause, motion for decree, or further consideration, except by order of the Court, may be marked to stand over, if it shall be within 12 of the last cause or matter in the printed paper of the day for hearing.	
Wednesday 16.	General paper.		
Thursday 17.	Mtns. adj. sums. & gen. pa.	V. C. Sir W. P. WOOD.	
Friday 18.	Ptns. adj. sums. & general paper.	Westminster.	
Saturday 19.	Sh. caus. & adj. sums. & gen. pap.	Wed. Nov. 2. Motions.	
Monday 21.	General paper.	Lincoln's Inn.	
Tuesday 22.	General paper.	Thursday 3.	General paper.
Wednesday 23.	General paper.	Friday 4.	Ptns. sh. caus. & adj. sums. & gen. pap.
Thursday 24.	General paper.	Saturday 5.	Ptns. sh. caus. & adj. sums. & gen. pap.
Friday 25.	Mtns. adj. sums. & general paper.	Monday 7.	General paper.
N.B.—Any causes intended to be heard as short causes must be so marked at least one clear day before the same can be put in the paper to be so heard.		Tuesday 8.	General paper.
		Wednesday 9.	General paper.
		Thursday 10.	Mtns. & gen. pa.
		Friday 11.	General paper.
		Saturday 12.	Ptns. sh. caus. & adj. sums. & gen. pap.
		Monday 14.	General paper.
		Tuesday 15.	General paper.
		Wednesday 16.	General paper.
		Thursday 17.	Mtns. & gen. pa.
		Friday 18.	General paper.
		Saturday 19.	Ptns. sh. caus. & adj. sums. & gen. pap.
		Monday 21.	General paper.
		Tuesday 22.	General paper.
		Wednesday 23.	General paper.
		Thursday 24.	General paper.
		Friday 25.	Mtns. & gen. pa.
		N.B.—Any causes intended to be heard as short causes must be so marked at least one clear day before the same can be put in the paper to be so heard.	

Court of Probate

AND

Court for Divorce and Matrimonial Causes.

Sittings in and after Michaelmas Term, 1864.

COURT OF PROBATE.

Without juries: Friday, Nov. 4th, Saturday 5th, Saturday 12th, Wednesday 16th.

COURT OF DIVORCE.

Wednesday, Nov. 9, Thursday 10th, Friday 11th, Thursday 17th, Friday 18th, Saturday 19th, Wednesday 23rd, Thursday 24th, Friday 25th, Saturday 26th.

COURT OF PROBATE.

Trials by jury: Wednesday, Nov. 30th, Thursday, Dec. 1st, Friday 2nd, Saturday 3rd, Wednesday 7th, Thursday 8th.

COURT OF DIVORCE.

Friday, Dec. 9th, Saturday 10th, Wednesday 14th, Thursday 15th, Friday 16th, Saturday 17th, Wednesday 21st, Thursday 22nd.

The judge will sit in chambers to hear summonses at eleven o'clock, and in court to hear motions at twelve o'clock, on Thursday, Nov. 3rd; on Tuesday, Nov. 8th; and each succeeding Tuesday until Tuesday, Dec. 20th, inclusive.

All papers for motions to be heard on Thursday, Nov. 3rd, must be left with the clerk of the papers before two o'clock on Saturday, Oct. 29th; and for motions on Tuesday, Nov. 8th, and following Tuesdays, before two o'clock on the preceding Thursday.

HEALTH OF MR. ROEBUCK.—We regret to learn that the hon. and learned member for Sheffield is so seriously indisposed that he has been compelled to forego two engagements to appear in public—one at Sheffield and the other at Huddersfield.

PUBLIC COMPANIES.

LEGAL INSURANCE COMPANIES.

Share.	Name.	No. of Shares.	Amount Paid.	Last Quotation.	Dividend Payable.
£			£ s. d.	£ s. d.	
50	English and Scottish Law Life	20,000	3 10 0	4 0 0	1-yearly
100	Equity and Law Life	10,000	6 0 0	8 0 0	Yearly
100	Equitable Reversionary	2,700	—	—	Do.
100	Law Fire	50,000	3 10 0	3 0 0	Do.
100	Law Life	10,000	10 0 0	94 0 0	Do.
10	Law Union	100,000	0 10 0	0 16 6	1-yearly
25	Law Reversionary In- (Seres)	5,000	25 0 0	—	Do.
50	Legal and General	20,000	6 0 0	7 5 0	Do.
50	London and Provincial Law	20,000	2 0 0	4 0 0	Do.
—	Law Property and Life Assurance	—	—	—	Do.
50	Solicitors' and General	20,000	1 3 0	1 5 0	Do.
25	Victoria and Legal and Commercial	8,166	5 0 0	6 5 0	1-yearly

BIRTHS, MARRIAGES, AND DEATHS.

BIRTHS.

COLLINS—On Oct. 22, at Brompton-road, South Kensington, the wife of Arthur Collins, Esq., Barrister-at-Law, of a daughter.
SLEIGH—On Oct. 24, at Abingdon Villas, Kensington, the wife of W. A. Warner Sleigh, Esq., of the Middle Temple, of a daughter.
TURNER—On Oct. 23, at Hamilton-terrace, St. John's Wood, the wife of H. J. Turner, Esq., of a son.

DEATHS.

MAYHEW—On Oct. 21, aged 64, John Jeremiah Mayhew, Esq., of Over Hall, Colne Engine, late one of her Majesty's Justices of the Peace for the county of Essex.
RHODES—On Oct. 18, at Clifton, Bristol, John Rhodes, Esq., of Holm Field, Ripon (late of Markington Grange), Magistrate of the West Riding, Yorkshire, aged 49.

UNCLAIMED STOCK IN THE BANK OF ENGLAND.

The amount of Stock heretofore standing in the following Names will be transferred to the Parties claiming the same, unless other Claimants appear within Three Months:—

WOLSTON, The Rev. CHRISTOPHER, Tor Newton, near Newton Abbot, and Accrington, Wigan, Furnival's Inn, Holborn, Gent. £202 Consolidated £2 per Cent. Annuities.—Claimed by Arthur Hill Wolston and the Rev. Thomas Wolston, the administrators of the said Christopher Wolston, deceased.

LONDON GAZETTES.

Professional Partnerships Dissolved

TUESDAY, Oct. 25, 1864.

Standland, Meaburn, & Parkin Wiglesworth, Solicitors, Boston. July 21. By mutual consent.

Winding-up of Joint Stock Companies.

FRIDAY, Oct. 21, 1864.

LIMITED IN CHANCERY.

Corlecan and Mediterranean Gas Company (Limited).—Petition for winding-up presented Aug 24, to be heard before the M.R. on the next day of petition. Johnson & Weatheralls, King's Bench-walk, Temple, for Nichols & Potter, Farnham, Surrey, Solicitors for the petitioners.

TUESDAY, Oct. 25, 1864.

Darjeling Brewery Company (Limited).—Petition for winding up presented Oct. 23, to be heard before Vice-Chancellor Kindersley on the next petition day. Lee, Lincoln's-inn-fields, Solicitor for the Petitioner.
Hafod Lead Mining Company (Limited).—Petition for winding up presented Oct. 15, to be heard before the Master of the Rolls on Nov. 3.
Dubois, Church-passage, Gresham-st., Solicitor for the Petitioner.
Leads Banking Company.—The creditors are required, on or before Dec. 1, to send their names and addresses, and the particulars of their debts or claims, to Mr. Wm. Tarquand, Tokenhouse-yard, Accountant, the Provisional Liquidator.

Creditors under 22 & 23 Vict. cap. 35.

Last Day of Claim.

FRIDAY, Oct. 21, 1864.

Anderson, Thos, Canterbury, Surgeon. Nov 23. Wilkinson, Canterbury.
Barr, John, Wakefield, Esq. Dec 31. Scholey & Skipworth, Wakefield.
Cranefield, Charlotte Elis Louisa, King's-rd, Chelsea, Spinster. Nov 26. Nelson, Essex-st, Strand.
Cranefield, Geo Thos, King's-rd, Chelsea, Gent. Nov 25. Nelson, Essex-st, Strand.
Fenley, Edmund, Cook of University College, Oxford. Jan 2. Baddiley & Son, London-st, London.
Hewson, Wm, Crowland, Lincoln, Cattle Dealer and Farmer. Dec 1. Torkington, Stamford.
Knight, Saml Moses, Arlington-st, Camden-town, Milkman. Dec 14. Serrell, Lincoln's-inn-fields.
Lucy, Francis Wm, Hasley Castle, Worcester, Gent. Jan 19. Piddock & Son, Worcester.
Mumford, Saml, Dartford-Heath, Kent, Esq. Jan 1. Freshfield & Newman, Bank-bldgs, London.

Purchase, John, Horsebrook, Stafford, Gent. Nov 20. Lander & Co, Rugeley.
Southall, Wm, Stalybridge, Lancaster, Boot Maker. Dec 6. Darston & Greaves, Ashton-under-Lyne.
Stappilton, Stappilton, Myton Hall, York, Esq. Dec 1. Munby & Son, York.

TUESDAY, Oct. 25, 1864.

Aldous, Wm, Craven-hill, Paddington, Esq. Dec 31. Miller, Duke-st, St James's.
Barrow, Chas, St Helen's, Lancaster, Provision Dealer. Dec 1. John-son.
Blney, Eleanor, Jersey-st, St James's, Widow. Dec 1. Clarks, Bury-st, Westminster.
Blyth, Mary, North Crescent Mews, Burton Crescent, Willow, Cowheper. Feb 15. Holmes & Impey, Bedford-row.
Falconer, Robt, Gosforth, Northumberland, Grocer. Dec 20. Hoyle & Shipley, Newcastle-upon-Tyne.
Herbert, John, Haswarp, Whitby, Gent. Jan 14. Gray & Pannett, Whitby.
Large, Joshua, St Helen's, Lancaster, Bricklayer. Dec 1. Johnson.
Leedham, Wm Allport, Streethay Lodge, nr Lichfield, Gent. Nov 20. Barnes, Lichfield.
Morgan, Chas Hy, Olveston. Dec 10. Baynton, Bristol.
Shakshat, John, Alrewas, Stafford, Wheelwright. Nov 30. Barnes, Lichfield.
White, Jane Anne, Tewkesbury, Spinster. Dec 19. Trevor, Bridgewater.
Whitney, Saml, Penhurst, Kent, Farmer. Dec 10. Stening, Tonbridge, Kent.

Assignments for Benefit of Creditors.

FRIDAY, Oct. 21, 1864.

Aspden, John, & Jas Aspden, Over Darwen, Lancaster, Cotton Manufacturers. Oct 14. Kay, Blackburn.
Carter, Atkin, Gainsborough, Innkeeper. Sept 23. Plakitt, Gainsborough.
Fish, Chas, Cambridge-wharf, Finsles, Builder. Oct 14. Harrison & Lewis, Old Jewry.

TUESDAY, Oct. 25, 1864.

Brown, Wm Hy, Sheffield, Steel Roller and Merchant. Oct 10. Wake, and Smith & Burdakin, Sheffield.
Jell, Richd, Ashford, Kent, Victualler. Oct 12. Dufferfield, Ashford.

Deeds registered pursuant to Bankruptcy Act, 1861.

FRIDAY, Oct. 21, 1864.

Alcock, Geo, Tipton, Stafford, Draper. Sept 23. Comp. Reg Oct 20.
Bernard, Bernard Solomon, St Helen's, London, Dealer in Stocks and Shares. Oct 17. Asst. Reg Oct 20.
Calvert, John, Driffield, York, Draper. Sept 23. Asst. Reg Oct 21.
Caygill, Geo, Ripon, Draper and Jeweller. Sept 23. Grant. Reg Oct 19.
Coggon, Richd, Sheffield-pl, Pork Butcher. Oct 10. Conv. Reg Oct 19.
Copland, Thos Johnson, Southampton, Grocer. Sept 24. Conv. Reg Oct 20.
Dick, Jas, Guildford-st, Russell-st, Baker. Oct 3. Asst. Reg Oct 21.
Dickenson, Ellis Cooper, Southampton, Clothier. Sept 23. Comp. Reg Oct 21.
Elborough, Alf, St Michael's House, Cornhill, Gent. Oct 4. Asst. Reg Oct 19.
Fairbairn, Jas Weddell, Wyke, York, Innkeeper and Nurseryman. Sept 23. Conv. Reg Oct 20.
Gilbert, Geo Mowbray, & Alfred Pocock, Bewdley, Worcester, Blue and Black Lead Manufacturers. Sept 21. Asst. Reg Oct 19.
Goodered, John, Pine Apple-pl, Maida-vale, Gent. Oct 17. Comp. Reg Oct 21.
Greenwood, John, Leeds, Carrier and Dealer in Grindery. Sept 23. Conv. Reg Oct 20.
Harding, John Richd, St Mark's-crescent, Baywater, Surgeon. Oct 17. Comp. Reg Oct 20.
Harvey, Jas, Forencott, Norfolk, Innkeeper and Merchant. Sept 24. Asst. Reg Oct 21.
Hawgood, Wm Saml, & Walter Hawgood, Old Kent-rd, Silvermiths and Pawnbrokers. Oct 2. Conv. Reg Oct 21.
Hayes, John Calvert, Leeds, Corn Factor. Sept 23. Comp. Reg Oct 19.
Hill, Thos, Lynn, Chester, Surgeon. Sept 27. Conv. Reg Oct 21.
Holbrook, Fredk Wm, Nottingham, Tailor. Oct 18. Conv. Reg Oct 21.
King, Wm Winney, Newbury, Berks, Clerk to an Attorney. Oct 19. Conv. Reg Oct 17.
Kraukauer, Judah Davis, Commercial-st, Whitechapel, Wholesale Boot Manufacturer. Oct 12. Comp. Reg Oct 20.
Littlewood, Fras, Lower Edmonton, Midx, Commercial Agent. Oct 19. Comp. Reg Oct 20.
Longden, John, Wm Longden, and Thos Longden, Sheffield, Contractors and Builders. Sept 23. Conv. Reg Oct 20.
Lord, Hy Gibson, Leadenhall-st, Merchant. Oct 1. Asst. Reg Oct 20.
Matzke, John Chas, Gt Tower-st, Broker. Oct 10. Grant. Reg Oct 23.
Millen, Jesse, Betherden, Kent, Farmer. Sept 23. Grant. Reg Oct 21.
Money, Mark, East Woodhay, Haute, Carpenter and Wheelwright. Oct 8. Comp. Reg Oct 17.
Moor, Wm Hy, Market-pl, West Ham, Grocer. Oct 14. Comp. Reg Oct 19.
Newton, Wm, Windsor Mill, Oldham, Cotton Spinner. Oct 13. Conv. Reg Oct 19.
Nickelson, Alfred Windle, & Wm Courtney Williams, Lyons, Silvermiths. Sept 23. Arr. Reg Oct 18.
Nicks, Thos John, Minorities, Provision and Mat Merchant. Oct 19. Asst. Reg Oct 21.
Owens, Thomas, Denbigh, Saddler. Oct 3. Release. Reg Oct 20.
Palmer, Nathaniel Hitchin, and Stephen Clark, Culium-st, London, East India Merchants. Sept 24. Inspectorship. Reg Oct 21.
Penney, Solomon, Dratton, Wills, Shopkeeper. Sept 23. Conv. Reg Oct 19.
Pollard, Thos, and Wm Pickles, Hill Top, Burnley, Cotton Manufacturers. Sept 23. Asst. Reg Oct 20.
Roberts, Thos, Newlyn, Cornwall, Iron Foundry. Oct 13. Conv. Reg Oct 21.
Smith, Jas, Little Bolton, Lancaster, Shopkeeper. Sept 23. Conv. Reg Oct 19.
Spear, Wm, Plymouth, Grocer. Sept 23. Comp. Reg Oct 19.
Tattersall, Peter, Leeds, Bank Clerk. Oct 4. Conv. Reg Oct 19.

Taylor, Chas Hy, Birm. Optician. Oct 6. Comp. Reg Oct 19.
 Teague, Chas Robt, Bedford-row, Surveyor. Oct 19. Comp. Reg Oct 26.
 Thomas, Thos Howell, Eglwysrwr, Pembroke, Shopkeeper. Sept 34. Comp. Reg Oct 19.
 Twitchin, Fredk Hy, Kingsclere, Southampton, Ironmonger, Druggist, and Grocer. Sept 25. Comp. Reg Oct 17.
 Tyrel, John De Poix Durieux, Worcester, Teacher of Languages. Sept 32. Conv. Reg Oct 18.
 Vavasseur, Geo, Walling-rt, Silk Manufacturer. Sept 28. Asst. Reg Oct 21.
 Vickers, Matthew, Newcastle-upon-Tyne, Whitesmith. Sept 20. Asst. Reg Oct 18.
 Warner, Thos Newbury, Perks, Builder. Oct 13. Comp. Reg Oct 17.
 Westlake, Robt Sercombe, Plymouth, Licensed Victualler. Oct 8. Conv. Reg Oct 18.
 Whitaker, Geo Coates, Leeds, Coal Merchant. Oct 4. Asst. Reg Oct 20.

TUESDAY, Oct. 23, 1864.

Bell, Hy, Bolton-le-Moors, Lancaster, Lappett Manufacturer. Sept 29. Asst. Reg Oct 24.
 Blackwell, Saml Holden, Dudley, Iron Master. Sept 22. Asst. Reg Oct 23.
 Bowen, Chas Andrew, Cornhill, Ship Owner. Oct 14. Inspectorship. Reg Oct 24.
 Brooker, Geo, and John Hepburn Dudgeon, St Helen's-place, London, Merchants. Oct 7. Conv. Reg Oct 22.
 Challis, Chas, Kensworth, Hertford, Baker. Sept 26. Comp. Reg Oct 22.
 Davies, Jenkin, Ledbury-road, Bayswater, Carpenter. Oct 21. Comp. Reg Oct 23.
 Diver, John, Manch. Tailor. Sept 29. Asst. Reg Oct 21.
 Draper, Wm Clinton, Stafford, Shoe Manufacturer. Sept 26. Comp. Reg Oct 24.
 Eaton, Wm Seys, Swansea, Draper. Sept 30. Conv. Reg Oct 22.
 Faer, Wm, Northwich, Chester, Chemist. Oct 3. Comp. Reg Oct 25.
 Farrah, Nathan, Kingston-upon-Hull, Grocer. Oct 13. Comp. Reg Oct 24.
 Fish, Charles, Cambridge Wharf, Fimlico, Builder. Oct 14. Comp. Reg Oct 22.
 Garland, Alf, Lpool, Jeweller. Sept 24. Comp. Reg Oct 21.
 Gillies, John, Whitehaven, Grocer and Innkeeper. Sept 24. Conv. Reg Oct 22.
 Gooding, Philip Gross, Ipswich, Miller. Sept 27. Asst. Reg Oct 21.
 Goodwin, Felix, Thaxted, Essex, Grocer and Draper. Oct 12. Conv. Reg Oct 21.
 Groth, Chas, & Louis Hermessen, Cardiff, Ship Chandlers. Sept 30. Conv. Reg Oct 24.
 Gosling, Benl, Lucas-pl, Commercial-rd East, Painter. Sept 29. Comp. Reg Oct 23.
 Hogg, Thos John, Brunswick-pl, City-rd, Dealer in Lead and Glass. Oct 18. Conv. Reg Oct 24.
 Hurst, Jas, Gt St Helen's, London, Merchant. Sept 23. Asst. Reg Oct 21.
 Menton, Thos, Nottingham, Tailor. Oct 14. Comp. Reg Oct 25.
 Meredith, Alfred, Welshpool, Montgomery, Gent. Sept 27. Conv. Reg Oct 22.
 Mitchell, Robert Brightmore, Sheffield, Edge Tool Manufacturer. Oct 11. Comp. Reg Oct 22.
 Morris, Hy, Oakfield, Isle of Wight, Baker and Grocer. Sept 27. Comp. Reg Oct 21.
 Nevison, James Walton, & John Nevison, Bishop Auckland, Durham, Grocers. Sept 24. Asst. Reg Oct 22.
 Powell, Wm, Llandudno, Carnarvon, Stationer and Lodging House Keeper. Sept 28. Conv. Reg Oct 24.
 Purbrook, Hy Jas, Brook-green-lane, Hammermith, Commercial Traveller. Oct 6. Comp. Reg Oct 21.
 Read, Fredk, Ipswich, Watchmaker. Oct 8. Comp. Reg Oct 21.
 Rosda, Wm, Pembroke Dock, Inspector of Shipwrights in H.M. Dock-yard, Pembroke. Sept 30. Arr. Reg Oct 22.
 Stringer, Geo Marshall, Plymouth, Shipping Agent. Oct 19. Conv. Reg Oct 22.
 Symons, Benl, Castle-st, Hounsditch, Watch Manufacturer. Sept 29. Asst. Reg Oct 24.
 Thomas, Evan, Aberdare, Glamorgan, Grocer. Oct 10. Comp. Reg Oct 23.
 Trimble, Joseph, Manch, Dealer in Twills and Calicoes. Sept 27. Conv. Reg Oct 24.
 Walker, Geo, Bactrick, Halifax, Woollen Manufacturer. Sept 26. Conv. Reg Oct 24.
 Witcomb, Chas, Tabernacle-walk, City-rd, Tailor. Oct 13. Comp. Reg Oct 19.
 Woolton, Wm, Stoford, Wlts, Baker. Oct 17. Conv. Reg Oct 22.

Bankrupts.

FRIDAY, Oct 21, 1864.

To Surrender in London.

Andrews, Joseph Fredk, Woolwich, Licensed Victualler. Pet Oct 19. Nov 7 at 11. Feverly, Coleman-st.
 Baker, Joseph, Sussex-pl, Cabitt Town, Journeyman Sawyer. Pet Oct 17. Nov 8 at 11. Marshall, Lincoln's-inn-fields.
 Boyle, Mary Anne, Spinster, New Bond-st, Engraver and Publisher. Oct 17. Nov 8 at 11. Le Blanc & Torr, New Bridge-st, Blackfriars.
 Buck, Wm, North Walsham, Norfolk, Carpenter and Wheelwright. Pet Oct 17. Nov 8 at 11. Sole & Co, Aldermanbury, for Miller & Co, Norwich.
 Burningham, Jas, and Hy Burningham, Edgware-rd, Cheesemongers. Pet Oct 18. Nov 8 at 11. Durrant, Guildhall-chambers, Basinghall-st.
 Carson, Fredk Howard, Horton-rd, Dalston, Salesman. Pet Oct 17 (for pa). Nov 8 at 11. Aldridge.
 Caven, Joseph, Estree-st, St Pancras-rd, Wheelwright. Pet Oct 19. Nov 7 at 11. Johnson, Clifford's-inn.
 Chiswell, William, Halton-rd, Islington, Smith. Pet Oct 17. Nov 8 at 12. Hatchinson, Warwick-st, Fimlico.
 Cook, Hy, Pelley, Rensford, Essex, Coach Builder and Job Master. Pet Oct 14. Oct 31 at 11. Poole, Bartholomew-close.
 Crosswell, Geo England, Church-st, Deptford, out of business. Pet Oct 19. Nov 7 at 11. Chipperfield, Trinity-st, Southwark.

Cross, Chas Wm, Halliford-st, Islington, Bottled Beer Merchant. Pet Oct 17. Nov 8 at 11. Beard, Basinghall-st.
 Eastcott, John, Prisoner for Debt, London, Director at Mining Companies. Pet Oct 18 (for pa). Nov 8 at 11. Aldridge.
 Fitzgerald, Michael, King's-rd, Chelsea, Oil and Colourman. Pet Oct 19. Nov 7 at 11. Spencer, Coleman-st.
 Godbolt, John, Hammermith, Builder. Pet Oct 18. Nov 8 at 11. Padmore, Westminster-bridge-rd.
 Henry, John, Hastings, Tailor. Pet Oct 17. Nov 8 at 11. Langham & Son, Bartlett's-bldgs, Holborn, for Langham, Hastings.
 Henwood, Robt, Little Ormond-yd, Bloomsbury, Licensed Victualler. Pet Oct 18. Nov 8 at 2. Nichols, Percy-st, Clerkenwell.
 Hodges, Geo Drew, Secretary to the London and Scottish Fire Insurance Co, Prisoner for Debt, London. Pet Oct 19. Nov 7 at 12. Harrison, Basinghall-st.
 Lake, Chas, Marlborough-rd, Peckham, out of business. Pet Oct 14 (for pa). Nov 7 at 12. Aldridge.
 Marsden, Chas, North-pl, Shoreditch, Decorative Marble Paper Manufacturer. Pet Oct 19. Nov 7 at 12. George, Jermyn-st, St James's.
 Matthews, Wm, Whitechurch, Buckingham, Boot Maker. Pet Oct 19. Nov 7 at 12. Croft, Mark-lane.
 Meredith, John, Kingston, Surrey, Grocer. Pet Oct 18. Nov 8 at 11. Marshall, Lincoln's-inn-fields.
 Renton, Wm, Culvert-rd, Battersea, Carpenter. Pet Oct 14 (for pa). Nov 7 at 12. Aldridge.
 Robinson, Benl, Albert-ter, Holloway, out of business. Pet Oct 19. Nov 7 at 11. Johnson, Clifford's-inn.
 Roe, Geo Maslen, Aldershot, Grocer. Pet Oct 17. Nov 8 at 12. Fox, Finsbury-circus.
 Rowland, Jenkins, Brondesbury-ter, Kilburn, Spinster, no occupation. Pet Oct 17. Nov 8 at 12. Parkes, Beaumont-bldgs, Strand.
 Smith, Robt Wm, Winchester, Surgeon. Pet Oct 17. Nov 8 at 12. Lawrence & Co, Old Jewry-chambers.
 Taylor, John, Albany-pl, Hornsey-rd, Carman and Ground Excavator. Pet Oct 17. Nov 8 at 11. Marshall, Hatton-garden.
 Valpy, Wm Hy, Little Queen-st, Westminster, Surgeon. Pet Oct 19. Nov 8 at 2. Childley, Old Jewry.
 Ward, Geo, King's-rd, Chelsea, Builder. Pet Oct 18. Nov 8 at 12. Barnard, York-rd, Lambeth.
 Wormald, John, Markham-st, Chelsea, Civil Engineer. Pet Oct 15 (for pa). Nov 8 at 11. Aldridge.
 Wright, Hy, Devonshire-bldgs, Worship-st, Cabinet Maker. Pet Oct 15. Nov 8 at 11. Kidder & Willett, Calthorpe-st, Gray's-inn-rd.
 Yeatman, Wm, Richmond, Surrey, Fruiterer and Dairyman. Pet Oct 19. Nov 7 at 12. Ody & Adams, Trinity-st, Southwark.

To Surrender in the Country.

Adcock, John Cooper, Leicester, Stone Mason and Engraver. Pet Oct 17. Leicester. Nov 8 at 10. Davis & Orston, Leicester.
 Allen, Joseph, Worcester, Licensed Victualler. Pet Oct 18. Worcester. Nov 8 at 11. Res, Worcester.
 Anderson, John, Bishopton, Lancashire, Cotton Spinner. Pet Oct 18. Manch. Nov 1 at 12. Wheeler & Co, Blackburn, and Cobbett & Wheeler, Manch.
 Bacon, Edwd, Leeds, Shoe Manufacturer. Pet Oct 18. Leeds. Nov 2 at 12. Harle, Leeds.
 Balmforth, Saml, Clackheaton, York, Currier. Pet Oct 11. Leeds. Nov 7 at 11. Bond & Barwick, Leeds.
 Bennett, Wm, Salford, Plasterer. Pet Oct 17. Salford. Nov 5 at 9.30. Bent, Manch.
 Booth, Elizabeth, Batley, York, Widow. Adj Oct 15. Dewsbury, Nov 4 at 3. Dale, York.
 Boyle, Jas, Pontokyn, Glamorgan, Dealer in Potatoes. Adj Oct 12. Merthyr Tydfil, Nov 1 at 11.
 Cambage, Wm, Bishop Auckland, Durham, Hairdresser and Toy Dealer. Pet Oct 17. Bishop Auckland, Nov 3 at 10. Thornton, Bishop Auckland.
 Cheshire, Richd, Jun, Rugeley, Stafford, Grocer. Pet Oct 17. Rugeley. Oct 31 at 10. Crabb, Rugeley.
 Crossley, John, Leeds, Journeyman Stonemason. Pet Oct 18. Leeds. Nov 2 at 12. Harle, Leeds.
 Dibb, Thos, Leeds, Grocer. Pet Oct 18. Leeds. Nov 7 at 11. Cariss & Tempest, Leeds.
 Eastham, Matthew, Little Bolton, Lancashire, Provision Dealer. Pet Oct 19. Bol-on, Nov 8 at 10. Richardson & Brandwood, Bolton.
 Elwood, Edmund, Huxley, Chester, Farmer. Pet Oct 18. Lpool, Nov 2 at 18. Cartwright, Chester.
 Emsley, Robt, Pannal, York, Corn Miller. Pet Oct 17. Leeds. Nov 7 at 11. Waterworth & Wright, Kelghley, and Bond & Barwick, Leeds.
 France, Wm, Chorlton-upon-Medlock, Lancaster, out of employment. Pet Sept 17. Manch. Nov 7 at 9.30. Nuttall, Manch.
 Frost, Chas John, Bristol, Coachbuilder. Pet Oct 19. Bristol. Nov 4 at 11. Thiek, Bristol.
 Griffiths, Wm, Whitechurch, Salop, Innkeeper and Artificial Manure Dealer. Pet Oct 19. Birm. Nov 7 at 12. Etches, Whitechurch, and Hodges & Son, Birm.
 Harris, John, Birm, Com Agent. Pet Oct 18. Birm. Nov 7 at 10.30. Reece & Harris, Birm.
 Harrison, Mary, Manch, Cotton Waste Dealer. Pet Oct 19. Manch. Nov 11 at 9.30. Bennett, Manch.
 Hartland, Arab, Grocer and Draper, Prisoner for Debt, Gloucester. Adj Oct 15. Bristol, Nov 1 at 11.
 Hogg, Hy, Bristol, Chemist. Pet Oct 18. Bristol. Nov 1 at 11. Clifts & Co, Bristol.
 Howson, John, Lpool, Commission Merchant. Pet Oct 18. Nov 8 at 11. Morris & Son, Lpool.
 Hatchinson, John, Bradford, Groengrocer & Fishmonger. Pet Oct 18. Bradford. Nov 4 at 10. Robinson, Settle.
 Kenward, Geo, St Leonard's-on-Sea, Shoemaker. Pet Oct 19. Hastings. Nov 5 at 11. Bilton, Hastings.
 Lacey, Chas, Halifax, Beer-seller. Pet Oct 17. Halifax. Nov 4 at 10. Ingram & Baines, Halifax.
 Lawson, Saml, Rochdale, Travelling Draper. Pet Oct 19. Manch. Nov 8 at 12. Whitehead, Rochdale, and Boots, Manch.
 Lilly, Edwd, Birm, Printer. Pet Oct 12. Birm. Nov 1 at 10. Allen, Birm.
 Linsley, Wm, and Edw Armitage, Leeds, Carriers. Pet Oct 18. Leeds. Nov 7 at 11. Pullam, Leeds.

Lloyd, Jacob Richd., Narberth, Pembroke, Captain, Royal Marines. Pet Oct 16.

Narberth, Nov 1 at 11. Llanelli, Narberth.

Mavall, Robt. Manch., Stay and Crinoline Maker. Pet Oct 9.

Manch., Nov 7 at 9.30. Smith & Boyer, Manch.

McIntyre, Chas., Newcastle-upon-Tyne, Hivet Maker. Pet Oct 7.

Newcastle-upon-Tyne, Nov 8 at 12.30. Joel, Newcastle-upon-Tyne.

Miller, Wm., Burnell, Beccles and Provindal Dealer. Pet Oct 19.

Burnell, Suffolk, Beccles.

Main, Jesse, Lpool, Licensed Victualler. Adj Oct 14.

Lpool, Oct 14 at all times. 11.32 2.26.7. 7.15 12.12 2.15 3.52.12 5.41 12.50.12

Murray, Wm., Manxh.; Dealer in Hories. Pet Oct 13.

Manxh., Nov 14 at 11. Stephens, Manch.

Noble, Wm., Cambshe, Cornwall. Adj Sept 13.

Redruth, Nov 16 at 10. Oment, Philip, Exeter, Silversmith. Pet Oct 19.

Exeter, Nov 8 at 19. Pansa, Geo., Taunton, Somerset, General Dealer. Pet Oct 17.

Taunton, Nov 5 at 12. Trenchard, Taunton.

Parsons, Thos., Spen Brook, Lancaster, Cotton Manufacturer. Pet Oct 19.

Manch., Nov 7 at 11. Backhouse & Whitlam, Buryley, and Cobbett & Wheeler, Manch.

Pawell, Wm., Jas. Landport, Portsea, Builder. Pet Oct 17.

Portsmouth, Nov 1 at 11. Pafford, Portsea.

Russ, Chas., Birn., Pattern Ring Maker. Pet Oct 15.

Birn., Nov 7 at 11. Parry, Birn.

Sandford, Jonathan, Holmfirth, York, Innkeeper's Manager. Pet Sept 27.

Holfmrith, Nov 14 at 10. Booth, Holmfirth,

Sheppard, Robt., Hilton, Somerset, Carpenter. Pet Oct 18.

Wells, Nov 2 at 11. Reed, Bridgwater.

Stanton, John, Farnham, Lancashire, Comm Agent. Pet Oct 15.

Bury, Oct 29 at 10. Watson, Bury.

Taylor, Hy., Hereforth, York, Scrubbing Milliner. Pet Oct 11.

Leeds, Nov 7 at 11. Watson, Bradford, and Bond & Barwick, Leeds.

Walker, Saml., Bingham, Nottingham, Comm Agent. Adj Oct 18.

Bingham, Nov 1 at 11.

Weaber, Richd., Leeds, Drysalter. Pet Oct 17.

Leeds, Nov 7 at 11. Carim & Tempest, Leeds.

Carrington, Lpool, oil of business. Pet Oct 19.

Lpool, Nov 2 at 11. Harris, Lpool.

Wickes, Edwin John Alfred, Landport, Portsea, Builder. Pet Oct 18.

Portsmouth, Nov 5 at 11. Paffard, Portsea.

Williams, Thos., Cardiff, Innkeeper. Pet Oct 18.

Cardiff, Nov 3 at 11. Baby, Cardiff.

Winchester, Jas., Dallingdon, Sussex, Houster. Pet Oct 19.

Hastings, Nov 1 at 11. Bullen, Hastings.

Wingrove, Chas., Gt Leics, Essex, Castle Dealer. Pet Sept 23.

Braintree, Nov 1 at 10. Dunfield, Chelmsford.

TUESDAY, Oct. 25, 1864.

To Surrender in London.

Baker, Thomas, Sarbliton-hill, Kingston-on-Thames, Nurseryman. Pet Oct 22. Nov 14 at 11. Spicer, Staple-inn.
 Barker, John, Albert-terrace, Ball's Pond-rd, Watch Jeweller. Pet Oct 22. Nov 14 at 11. Kirkcald & Williams, Lawrence-lane, Cheapside.
 Barnett, Benjamin Longridge, Gracechurch-street, Ship and Insurance Agent. Pet Oct 19. Nov 6 at 1. Stocken, Leadenhall-st.
 Bryant, Geo, a Prisoner, Debtors' Prison, Sculptor. Adj Oct 20. Nov 14 at 2. Aldridge.
 Burdett, John, a Prisoner, Debtors' Prison, London, Commission Agent. Adj Oct 20. Nov 14 at 2. Aldridge.
 Chalkley, John, High-rd, Tottenham, Brewer. Pet Oct 22. Nov 14 at 11. Peckham & Salt, Doctors' Commons.
 Craven, Hy Burkill, a Prisoner, Debtors' Prison, London, Corn Merchant. Adj Oct 20. Nov 14 at 1. Aldridge.
 Cotterell, Jas, a Prisoner, Debtors' Prison, London, out of business. Adj Oct 20. Nov 14 at 1. Aldridge.
 Davies, Thos, King's College-rd, St John's Wood, Cheesemonger. Pet Oct 22. Nov 14 at 12. Drew, New Basinghall-st.
 Downton, Isaac, Wilton, Wilts, Dealer in Horse Stables. Pet Oct 22. Nov 14 at 11. Austen & De Gex, Gray's-inn.
 Ellis, Hy, a Prisoner, Maidstone Gaol, Contractor. Adj Oct 19. Nov 7 at 2. Aldridge.
 Fahy, Lawrence, St James's-ter, Lower Folkestone, Boot Maker. Pet Oct 22. Nov 14 at 2. Westall, Gray's-inn-square.
 Faulkner, Edw, Holborn-rd, near Finsbury, Mercantile Clerk. Pet Oct 20. Nov 6 at 2. Hooker & Son, Bartlett's-buildings, Holborn.
 Forbes, Wm Hy, Licensed Victualler, a Prisoner for Debt, London. Adj Oct 20. Nov 14 at 1. Aldridge.
 Foster, Hy, Church-rd, Homerton, out of business. Pet Oct 22. Nov 14 at 11. Crump, Fenchurch-street.
 George, John, Cheesemonger, a Prisoner for Debt, London. Adj Oct 20. Nov 14 at 1. Aldridge.
 Gibbons, Chas Edward, 31 Marlow, Common Brewer. Pet Oct 20. Nov 7 at 1. Spicer, Staple-inn, for Spicer, Oct Marlow.
 Gimson, Wm, Aylesbury-st, Clerkenwell, Card Manufacturer. Pet Oct 22. Nov 14 at 11. Wells, Moorgate-st.
 Hart, John, Monkwell-st, Cumnay Agent. Pet Oct 21. Nov 7 at 2. Barrow, Cannon-st, West.
 Henderson, John, High-st, Shadwell, Beer Retailer and Ship Carver. Pet Oct 21. Nov 7 at 1. Buchanan, Basinghall-st.
 Hume, Thomas, 100, Fenchurch, Watch Maker. Pet Oct 20. Nov 7 at 1. Austen & De Gex, Gray's-inn.
 Jarvis, Thos, Earl's-court, Old Brompton, out of business. Adj Oct 20. Nov 14 at 1. Aldridge.
 Keen, Alf, Plumstead, a Deputy Assistant-Superintendent of Stores, Royal Arsenal, Woolwich. Pet Oct 22. Nov 14 at 12. Hillyear, Fenchurch-buildings.
 Maddison, Hy, Hatton-garden, Gold Chain Manufacturer, Pet Oct 21. Nov 7 at 12. Kenway, Redcross-row.
 Mawer, David Kirkby, Victoria-rd, Finsbury, Upholsterer. Pet Oct 20. Nov 7 at 1. Reed & Phelps, Gresham-st.
 Mairhead, Francis, Wilson-st, Gray's-inn-rd, Comm Agent. Pet Oct 19. Nov 7 at 1. Gray, Union-co, Old Broad-st.
 Nowlan, Hy, Chilton-st, Rotherhithe, Builder. Pet Oct 21. Nov 7 at 2. Shearman, Little Tower-st.
 O'Brien, Wm Hy, Accountant, Prisoner for Debt, London. Adj Oct 20. Nov 14 at 1. Aldridge.
 Phillips, Geo, Red Lion-passage, Holborn, Foulterer. Pet Oct 13. Nov 14 at 12. Barker, inn, Bocking-row.

Prickett, Giles, Co. Comm Agent, and Dealer in Felt, Prisoner for Debt; London, Oct 20. Nov 14 at 12. Aldridge.

Newman, Oscar, Whitstable, Br. Brixton, Comm Agent. Fet Oct 19. Nov 7 at 12. Chidley, Old Jewry.

Keynolds, Thos Andrew Fitzgerald, Solicitor, Prisoner for Debt, London. Adj Oct 20. Nov 14 at 12. Aldridge.

Hewlett, Jas, Bateson, Oakley-as, Zampstead-n. Adj Oct 19. Nov 14 at 12. Aldridge.

Robertson, Jas Chas, Merchant, Prisoner for Debt, London. Adj Oct 20. Nov 14 at 12. Aldridge.

Stoen, Geo, Brompton-rd, Mlddr, Tailor. Fet Oct 21. Nov 7 at 1. Buchanan, Basinghall-st.

Smeed, Jas, Whitstable, Kent, Farmer. Fet Oct 30. Nov 9 at 2.

Towne, Gt Russell-st, Bloomsbury.

Targett, Wm, 10, St. George's, St. George's, Undertaker. Fet Oct 13. Nov 9 at 12. Appo, South-as, Gray's Inn.

Wheeler, Fredk, Kingston-on-Thames, Grocer. Fet Oct 31. Nov 7 at 9. Hill, Basinghall-st.

To Surrender in the Country.

Alston, Chas, Heywood, Lancaster, Waste Dealer. Pet Oct 20. Nov 19
 at 10. Watson, Bury.
 Atkins, Wm Alf, Salford, Agent. Pet Oct 20. Manch, Nov 8 at 11. Fox,
 Manch.
 Birch, Richd, Lpool, out of business. Pet Oct 20. Lpool, Nov 9 at 11.
 Best, Lpool.
 Cobley, Job, Leicester, Market Gardener. Pet Oct 19 (for pan). Leicester,
 Nov 10 at 10. Harty, Leicester.
 Cullis, Geo, Lpool, Book-keeper. Pet Oct 19. Lpool, Nov 9 at 2. Harris,
 Lpool.
 Dance, Philip, Worcester, Joiner. Pet Oct 22. Worcester, Nov 7 at 11.
 Corlies, Worcester.
 Davies, David, Cardiff, Innkeeper. Pet Oct 21. Cardiff, Nov 9 at 11.
 Bird, Cardiff.
 Denison, Joseph, Rawdon, York, Cloth Manufacturer. Pet Oct 20. Leeds,
 Nov 10 at 11. Clark, Leeds.
 Dwyer, Robt Dwyer, Everton, Lpool, Metal Dealer. Pet Oct 17. Manch,
 Nov 7 at 3. Brown, Lpool.
 Francis, Francis, Brighton, Tobacconist and Photographer. Pet Oct 20.
 Brighton, Nov 8 at 11. Mills, Brighton.
 Gilbert, Wm Ballock, Bridgewater, Somerset, Licensed Victualler. Pet
 Oct 22. Bridgewater, Nov 9 at 10. Reed, Bridgewater.
 Griffiths, Josiah, Wodnesbury, Stafford, Provision Dealer. Pet Oct 21.
 Nov 10 at 11. Jackson, Wolverhampton.
 Hanham, Alban, Briton Ferry, Glamorgan, Market Gardener and Grocer.
 Pet Oct 22. Nov 9 at 11. Thomas, Neath, and Abbott & Leonard,
 Bristol.
 Harrison, Bond, Castleford, York, Shoemaker and Grocer. Pet Oct 19.
 Leeds, Nov 7 at 11. Foster, Pontefract, and Bond & Barwick, Leeds.
 Hayward, Geo, Wolverhampton, Professor of Music. Pet Oct 21. Birm.,
 Nov 10 at 11. Verrill, Wolverhampton.
 Heath, Th Whitaker, Cheetham, Commercial Clerk. Pet Oct 22. Salford,
 Nov 5 at 9.30. Swan, Manch.
 Holt, John, Huddersfield, Wheelwright. Pet Oct 19. Huddersfield, Nov
 10 at 10. Dransfield, Huddersfield.
 Howarth, Amos, Lpool, Potted Beef and Dripping Manufacturer. Adj
 Sept 13. Lpool, Nov 8 at 2.
 Howarth, Edmund, Middleton, nr Manch, Cotton Spinner. Pet Oct 10.
 Manchester, Nov 10 at 11. Williams, London, and Hadfield & Son, Manch.
 Hurst, Simpson, Scarborough, Provision Merchant. Adj Oct 15. Leeds,
 Nov 14 at 11.
 Jenkins, Thos, Thatcham, Berks, Blacksmith. Pet Oct 21. Newbury,
 Nov 4 at 11. Case, Newbury.
 Knaggs, Kerrie, Kilham, York, Labourer. Pet Oct 19. Leeds, Nov 9 at
 11. Hodgson, Driffield.
 Lawrence, Emanuel, Shrewsbury, Innkeeper. Pet Oct 24. Birm, Nov 19
 at 11. Ellis & Ure, Birm, and Knight & Son, Shrewsbury.
 Lees, Robt, Oldham, Cotton Spinner. Pet Oct 20. Manch, Nov 4 at 11.
 Cooper, Manch.
 Lindon, Josiah, Old Stratford, nr Stratford-upon-Avon, Farmer and
 Cattle Dealer. Pet Oct 21. Birm, Nov 10 at 13. Lane, Jun, Stratford-
 upon-Avon, and Hodgson, Birm.
 Lowcock, John, Waterdale, Lancaster, Cotton Manufacturer. Pet Oct 21.
 Manch, Nov 11 at 11. Backhouse & Whitlam, Bury, and Cobbett &
 Marks, Mark, Cardiff, Furniture Broker and Auctioneer. Pet Oct 20.
 Bristol, Nov 4 at 11. Langley, Cardiff, and Clifton & Co, Bristol.
 Martin, John, Newland, Chipping Wycombe, Innkeeper. Pet Oct 21.
 High Wycombe, Nov 8 at 10. Spicer, St Marlow.
 Mitchell, John, Southwam, Halifax, Gardener. Pet Oct 20. Halifax,
 Nov 4 at 10. Storey, Halifax.
 Morris, Hy, Canterbury, Victualler. Adj Oct 17 (for pan). Canterbury,
 Nov 22 at 10.
 Morris, Hy, Elving, Southampton, Farmer. Pet Oct 21. Southampton,
 Nov 18 at 11. Urry, Ventnor.
 Morse, Chas Curtis, Lpool, Licensed Victualler. Adj Oct 17. Lpool, Nov
 7 at 8. Holding, Lpool.
 Moyse, Wm, Fordingham, Cambridge, Baker. Pet Oct 22. Soham, Nov 5
 at 10. Bayle, Soham.
 Orchard, Daniel, Eyde, Lodging-house Keeper and Water. Pet Oct 16.
 Newport, Nov 2 at 11. Beckingsale, Newport.
 Paine, Hy a Prisoner for Debt, Canterbury. Adj Oct 17 (for pan). Can-
 terbury, Nov 23 at 10.
 Pattison, David, Thirsk, Painter and Glider. Pet Oct 19. Thirsk, Nov
 23 at 11. Mason, York.
 Peako, John, Lichfield, Furniture Broker. Pet Oct 19. Lichfield, Nov
 3 at 10. Wilson, Lichfield.
 Parsons, Josiah, Clare, Suffolk, Baker and Postmaster. Pet Oct 17.
 Haverhill, Suffolk, and Smith, Sudbury.
 Pipes, Geo, Tredd, Burton-upon-Trent, Miller. Pet Oct 21. Burton-upon-
 Trent, Nov 5 at 11. Price, Burton-upon-Trent.
 Price, Chas, Llandanwg, Radnor, out of business. Pet Oct 20. Kingston,
 Nov 8 at 11. Cheese, Kingston.
 Sergeant, Emma, Gosport, Hants, Plumber and Printer. Pet Oct 19.
 Portsmouth, Nov 11 at 11. Palford, Portsea.
 Severn, Alfred John, Worcester, Fish Dealer. Pet Oct 21. Worcester,
 Nov 10 at 11. Jones, Worcester.
 Smith, Lionel Green, Needlingworth, Huntingdon, Farmer. Pet Oct 19.
 Huntingdon, Nov 8 at 11. Cotes, St Ives.

Solomon, Josiah, Horton, Bradford, Tailor. Pet Oct 21. Bradford, Nov 4 at 10. Hutchinson, Bradford.
 Stuckey, Jas, Junr, Clevedon, Somerset, Fly Driver. Pet Oct 22. Bristol, Nov 4 at 13. Benson.
 Sykes, Ephraim, Huddersfield, Cotton Spinner. Pet Oct 22. Leeds, Nov 14 at 11. Floyd & Leary, Huddersfield, and Bond & Barwick, Leeds.
 Thornton, Arthur, Ralstrick, York, Manufacturer. Adj Oct 15. Leeds, Nov 14 at 11.
 Urry, Jane Ann, West Cowes, Isle of Wight, Grocer. Pet Oct 19. Newport, Nov 8 at 11. Joyce, Newport.
 Whitbread, Edmund, Oldham, Cotton Spinner and Dealer. Pet Oct 22. Manchester, Nov 11 at 12. Cobbett & Wheeler, Manchester.
 Whitney, Jas, Kingsley, Stafford, Dealer in Sand. Pet Oct 17. Cheshire, Oct 28 at 11. Tennant, Hanley.
 Wild, Chas, and John Wild, Elland, York, Cotton Doublers. Pet Oct 15. Leeds, Nov 14 at 11. Jubb, Halifax, and Bond & Barwick, Leeds.

BANKRUPTCIES ANNULLED.

FRIDAY, Oct. 21, 1864.

Cooper, John, Northampton, China and Earthenware Dealer. Oct 12.

TUESDAY, Oct. 25, 1864.

Morrison, Jas, Stapleton, Gloucester, Beer Retailer and Whitesmith. Oct 21.

ESTATE EXCHANGE REPORT.

AT THE GUILDHALL COFFEEHOUSE.

Oct. 25.—By Messrs. NORTON, HOGGART, & TRIST.

Freehold property, situate No. 28, Clement's-lane, Lombard-street, City; frontage about 33 feet—Sold for £10,500.

AT GARRAWAYS.

Oct. 24.—By Messrs. LUTCHES & CURTIS.

Freehold, the Herod Arms Hotel, situate in the parish of Llanfarchael & Gredidys, with the Cataract and the Devil's Bridge, the grounds, two farms, and several occupations, woods, and plantations; the whole containing 412a. 3r. 23p.—Sold for £25,000.

Dorsetshire.—A choice Freehold Residential Property, known as the "Fifehead Estate," embracing nearly the entire parish of Fifehead Magdalen. It comprises a superior mansion surrounded by upwards of 1,000 acres of first-class arable and grazing land, divided into six compact farms, with several labourers' cottages, conveniently interspersed over the property, the whole of the estimated value of upwards of £2,500 per annum; together with the manor, or reputed manor of Fifehead, with all rights, royalties, privileges, and incidents thereto belonging.

MESSRS. BEADEL are instructed to SELL by AUCTION, at the GUILDHALL HOTEL, Gresham-street, London, on THURSDAY, NOVEMBER 17th (unless an acceptable offer by private contract be previously made), the above valuable and compact FREEHOLD MANOR and RESIDENTIAL ESTATE, comprising 944a. 3r. 3p. within a ring-fence, and 23a. 2r. 56p. of detached land in the adjoining parish of Kingston Magna and at Key, near Yeovil, Somerset, small portions whereof, amounting together to 2a. 1r. 23p., being held under the manor for lives on copies of Court Roll. The superior stone-built mansion, of modern date, in the Corinthian style of architecture, is beautifully situate upon an eminence, with lawn, shrubberies, a capital brick-walled kitchen-garden, and appendances, the whole surrounded by park-like and ornamentally timbered meadows, and commanding views of a very interesting, bold, and picturesque character, including the River Stour (which forms the principal boundary of the estate), the Vale of Blackmoor, and the distant hills of Duncliffe, Shrewsbury, Melbury, Hambleton, &c. The mansion is approached by two handsome carriage drives, one being through a long avenue of majestic elms, which forms a prominent and beautiful feature of the estate. The parish church is within two minutes' walk of the house. The estate includes the entire parish and village of Fifehead Magdalen (with the exception of the vicarage and glebe, containing about twenty-four acres). It is divided into six compact farms, with suitable farmhouses, barns, and buildings, in good repair, the tenants being all of long standing, most respectable and substantial; a powerful water-gate mill on the Stour, and divers dwelling-houses, cottages, and gardens. The labourers' cottages are sufficient for, but not beyond, the requirements of the estate, and are conveniently distributed. The soil in great part is alluvial, and the whole of the estate is of the most fertile description, the grass lands being appropriated about equally to dairy and grazing uses, with about 104 acres of arable, 26 acres of good orcharding, and 18 acres of valuable osier beds. The woods and plantations, being about 28 acres, are principally stocked with thriving young oak, and contain ample cover for game. The portion of the property in possession yields an actual rental of £2,468 per annum, and the whole estate, including the outstanding copyholds, is of the estimated annual value of £1,630, and has recently been valued by a competent surveyor at a considerably higher sum. It is free of land-tax, and the parochial rates are unusually moderate. Fifehead is eligibly situate about four miles from the Gillingham Station on the South-Western Railway, three miles from the Stalbridge Station of the Somerset and Dorset Central Railway, and about 90 miles from London. It is in a good sporting district, and hunted by the Vale of Blackmoor hounds, and is within an easy distance of several other packs. There is also good fishing in the River Stour and Cote.

To view, apply to Mr. MEADEN, at the Manor Farmhouse, at Fifehead, where also printed particulars, with a plan, may shortly be had; and of

Messrs. WELSH & ESTLIN, Solicitors, Somerton, Somersetshire; of Messrs. SENIOR & ATTREE, Solicitors, 2, New-lm, Strand, London; or

Messrs. T. O. BENNETT & Co., Land Agents, Bruton, Somerset; at the place of sale; and of Messrs. BEADEL, 35, Gresham-street, E.C., from whom further information may be obtained.

TRELOARS

COCOA-NUT MATTING AND KAMPTULICON,
 For Office Floors.
 Manufacturer's Warehouse,
 10, LUDGATE-HILL.

Isle of Wight.—Desirable Freehold Estate, called Wroxall Cottage, and lands, delightfully situate in the parish of Newchurch, close to the village of Wroxall and Appledramme, only 3 miles from Ventnor, 8 from Newport, and 5 from Sandown; containing about 61 acres of productive arable and grass land, with cottages and buildings, with the right of pasturage for 100 sheep on Wroxall Down; partly let and partly in hand: the whole being of the rental value of about £140 per annum.

MESSRS. DRIVER & Co. will SELL by AUCTION, at the GUILDHALL COFFEEHOUSE, London, on MONDAY next, 31st OCTOBER, at ONE o'clock precisely, in One Lot, the above valuable FREEHOLD ESTATE.

Particulars and plans may be obtained at the chief hotels at Ventnor, Newport, Cowes, Ryde, Southampton, and Portsmouth; on the premises; at the Estate Exchange, Change-alley, Cornhill; at the Guildhall Coffeehouse; of

Messrs. FRESHFIELDS & NEWMAN, Solicitors, Bank-buildings, City; of H. J. BECKINGSALE, Esq., and JAMES ELDRIDGE, Esq., Solicitors, Newport, Isle of Wight; and of Messrs. DRIVER & Co., Surveyors, Land Agents, and Auctioneers, No. 4, Whitehall, London, S.W.

Sunningdale, Berks.—A very valuable Freehold Estate, comprising about 185 acres of building land, arranged in convenient plots for the erection of first-class villa residences.

MESSRS. DRIVER & Co. have received instructions to SELL by AUCTION, at the GUILDHALL COFFEEHOUSE, London, on MONDAY next, OCTOBER 31, at ONE o'clock precisely, in 18 Lots, some very valuable and desirable FREEHOLD BUILDING LAND, containing, together, about 185 acres, situate at Sunningdale, only about six miles from Staines and Egham, within a few minutes' walk of the Sunningdale Railway Station (which adjoins the estate), and is within an hour's ride of London. The lots are well timbered, beautifully undulated, and embellished with ornamental plantations, commanding from every point various and extensive views of the surrounding scenery, so justly celebrated for its picturesque and lovely character. Its close proximity to Virginia-water, Windsor Great Park and Forest, Svinley Forest, and Ascot Race-course, and the great diversity of walks and drives in the immediate neighbourhood, render this property unrivalled in its adaptability for the erection of first-class villa residences. The drive to Windsor is between five and six miles through the parks, by different routes, amidst some of the finest wooded scenery in this kingdom. The dry and healthy nature of the soil and air, the facilities afforded by the existence of good hard roads to all objects of attraction in the vicinity, its proximity to London, the advantages secured to constant travellers by a reduction of the present rate of season tickets, and the advantageous manner in which it is proposed to lay out the new roads over the estate, afford peculiar advantages for building purposes. It is intended to form a new road through the property, commencing at the angle of the high road, near which stands the entrance-lodge and gates of Sir Charles Cressley's estate, and which property immediately adjoins the Sunningdale and Belle Vue domains.

Printed particulars, with plans, may be obtained of Messrs. EVERITT & LUCAS, 18, Tokenhouse-yard, E.C.; of Messrs. JANSON, COBB, & PEARSON, Solicitors, No. 4, Basinghall-street, E.C.; at the Estate Exchange, Change-alley, Cornhill, E.C.; at the Guildhall Coffeehouse, Gresham street, E.C.; and of Messrs. DRIVER & Co., Surveyors, Land Agents, and Auctioneers, 4, Whitehall, London.

FARM FOR SALE, to pay Four per Cent.—

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of the City, a good RESIDENCE, with stabling, coach-house, and from three to ten acres of good garden and pasture land. The House must contain three reception-rooms, at least six good bed-rooms, besides servants' sleeping apartments, and the usual conveniences attaching to a gentleman's residence; or a plot of well-timbered and well-timbered land without buildings.—Full particulars to T. D., Esq., care of Messrs. Driver & Co., Land Agents, 4, Whitehall, S.W.

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